

# **DELANCO TOWNSHIP BOARD OF EDUCATION.**

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## **Removal of Pupils from General Education**

### **REMOVAL OF PUPILS FROM GENERAL EDUCATION PROGRAM FOR WEAPONS/FIREARMS OFFENSES**

The Board of Education is committed to providing a safe school environment to all pupils attending the public schools. To provide this safe learning environment, the Board of Education will implement policies and procedures regarding pupil offenses involving firearms, as defined in N.J.S.A. 2C:39-1(f) and 18 U.S.C. 921, according to the requirements of the Zero Tolerance For Guns Act. The Act, pursuant to N.J.S.A. 37-12. Any pupil convicted or adjudicated delinquent for possession of a firearm or committing a crime while armed with a firearm or found knowingly in possession of a firearm on any school property, on a school bus, or at a school-sponsored function shall be immediately removed from the school's regular educational program for a period of not less than one calendar year and placed in an alternative education school or program pending a hearing before the Board of Education to remove the pupil.

Any pupil who assaults a pupil, teacher, administrator, board member, or other school district employee, with a weapon other than a firearm on school property, on a school bus, or at a school-sponsored function must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a hearing before the Board of Education.

The Superintendent determines whether the pupil is prepared to return to the regular education program or whether the pupil remains in the alternative education program or other educational placement. The Superintendent's decision must be made in accordance with school district policy and New Jersey Administrative Code. If the pupil is disabled, the pupil's placement is determined by the child study team and the pupil's parent or legal guardian in accordance with N.J.A.C. 6:28 et seq., Special Education.

If a pupil is removed from the regular education program and a placement in an approved alternative education program is not available, or if the Superintendent determines that it is not in the best interest of the pupil and the school to modify the conditions for the removal and placement of the pupil, the school district will provide home or out-of-school instruction in accordance with policy # 2481.

Pupils with disabilities who exhibit dangerous or violent behavior, may be removed immediately from the school setting and disciplined in accordance with Policy and Regulation No. 2460.6.

The Board of Education will adopt policies and procedures to ensure cooperation between school staff and law enforcement authorities pursuant to N.J.A.C. 6A:16-6.1. Chapters 127 and 128 of 1995, The Zero Tolerance for Guns Act N.J.A.C. 6:28 et seq. N.J.S.A. 18A:37-1 et seq.

N.J.A.C. 6A:14-2.8 ; 6A:16-5 et seq. through 6A:16-9 et seq.

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