

The Public Education Department Regulation, 6.11.2 NMAC, does not require that a student who has been suspended long-term (for ten (10) or more days) or expelled in accordance with State and local procedure be provided any educational services by his or her school during the period of exclusion from school, except as required for disabled students as identified by Federal regulations (34 CFR §300.530-536).

Accordingly, the policy of the board with regard to the continuation of educational services is as follows:

**A. Regular Education Students**

A regular education student, who has been expelled or suspended long-term for violation of law or of school rules or policies, shall not be entitled to continued educational services, or to credit or grades for educational activities performed by the student during that student's exclusion.

**B. Special Education Students**

1. Pursuant to federal regulations, students determined to be in need of special education services who are expelled, suspended long term, or removed from their current educational placements for ten (10) or more school days in a school year due to misconduct that is *not* a manifestation of the student's disability, are entitled to continuation of educational services to the extent necessary to enable the child to appropriately progress in the general curriculum and appropriately advance toward achieving the goals set out in the student's IEP.

a. The district will provide reasonable services to expelled, long-term suspended, and removed special education students necessary to enable appropriate progress in the general curriculum and with regard to the goals of such students' IEPs;

b. Special education students who demonstrate progress in the general curriculum during removal, suspension or expulsion will receive credit for work successfully completed. Progress in the general curriculum will be measured by individual teacher assessment or standardized testing. Progress on IEP goals and credit for work performed under the IEP during removal, suspension, or expulsion, will be measured in a manner consistent with the IEP.

c. Such students will receive grades and other measures of achievement for academic work performed during periods of removal, long-term suspension or expulsion, and such work shall be calculated into their grade-point averages and class ranks.