



General Assembly

**Amendment**

January Session, 2011

LCO No. 7282

**\*SB0103907282HRO\***

Offered by:  
REP. MOLGANO, 144<sup>th</sup> Dist.

To: Subst. Senate Bill No. 1039

File No. 111

Cal. No. 546

**"AN ACT CONCERNING EDUCATION ISSUES."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 10-233c of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective July 1, 2011*):

5 (a) Any local or regional board of education may authorize the  
6 administration of the schools under its direction to suspend from  
7 school privileges through an in-school suspension or an out-of-school  
8 suspension any pupil whose conduct on school grounds or at a school  
9 sponsored activity is violative of a publicized policy of such board or is  
10 seriously disruptive of the educational process or endangers persons  
11 or property or whose conduct off school grounds is violative of such  
12 policy and is seriously disruptive of the educational process. In  
13 making a determination as to whether conduct is seriously disruptive  
14 of the educational process and warrants an in-school suspension or an  
15 out-of-school suspension, the administration may consider, but such

16 consideration shall not be limited to: (1) Whether the incident occurred  
17 within close proximity of a school; (2) whether other students from the  
18 school were involved or whether there was any gang involvement; (3)  
19 whether the conduct involved violence, threats of violence or the  
20 unlawful use of a weapon, as defined in section 29-38, and whether  
21 any injuries occurred; and (4) whether the conduct involved the use of  
22 alcohol. Any such board may authorize the administration to suspend  
23 transportation services for any pupil whose conduct while awaiting or  
24 receiving transportation to and from school endangers persons or  
25 property or is violative of a publicized policy of such board. Unless an  
26 emergency exists, no pupil shall be suspended without an informal  
27 hearing by the administration, at which such pupil shall be informed  
28 of the reasons for the disciplinary action and given an opportunity to  
29 explain the situation, provided nothing herein shall be construed to  
30 prevent a more formal hearing from being held if the circumstances  
31 surrounding the incident so require, and further provided no pupil  
32 shall be suspended more than ten times or a total of fifty days in one  
33 school year, whichever results in fewer days of exclusion, unless such  
34 pupil is granted a formal hearing pursuant to sections 4-176e to 4-180a,  
35 inclusive, and section 4-181a. If an emergency situation exists, such  
36 hearing shall be held as soon after the suspension as possible.

37 (b) In determining the length of a suspension period, the  
38 administration may receive and consider evidence of past disciplinary  
39 problems which have led to removal from a classroom, suspension or  
40 expulsion of such pupil.

41 (c) Whenever any administration suspends a pupil, such  
42 administration shall not later than twenty-four hours after the  
43 suspension notify the superintendent or such superintendent's  
44 designee as to the name of the pupil against whom such disciplinary  
45 action was taken and the reason therefor.

46 (d) Any pupil who is suspended shall be given an opportunity to  
47 complete any classwork including, but not limited to, examinations  
48 which such pupil missed during the period of suspension.

49 (e) For any pupil who is suspended for the first time pursuant to  
50 this section and who has never been expelled pursuant to section 10-  
51 233d, the administration may shorten the length of or waive the  
52 suspension period if the pupil successfully completes an  
53 administration-specified program and meets any other conditions  
54 required by the administration. Such administration-specified program  
55 shall not require the pupil or the parent or guardian of the pupil to pay  
56 for participation in the program.

57 (f) Whenever a pupil is suspended pursuant to the provisions of this  
58 section, notice of the suspension and the conduct for which the pupil  
59 was suspended shall be included on the pupil's cumulative  
60 educational record. Such notice shall be expunged from the cumulative  
61 educational record by the local or regional board of education if a  
62 pupil graduates from high school, or in the case of a suspension of a  
63 pupil for which the length of the suspension period is shortened or the  
64 suspension period is waived pursuant to subsection (e) of this section,  
65 such notice shall be expunged from the cumulative educational record  
66 by the local or regional board of education (1) if the pupil graduates  
67 from high school, or (2) if the administration so chooses, at the time the  
68 pupil completes the administration-specified program and meets any  
69 other conditions required by the administration pursuant to said  
70 subsection (e), whichever is earlier.

71 [(g) On and after July 1, 2010, suspensions pursuant to this section  
72 shall be in-school suspensions, unless during the hearing held  
73 pursuant to subsection (a) of this section, (1) the administration  
74 determines that the pupil being suspended poses such a danger to  
75 persons or property or such a disruption of the educational process  
76 that the pupil shall be excluded from school during the period of  
77 suspension, or (2) the administration determines that an out-of-school  
78 suspension is appropriate for such pupil based on evidence of (A)  
79 previous disciplinary problems that have led to suspensions or  
80 expulsion of such pupil, and (B) efforts by the administration to  
81 address such disciplinary problems through means other than out-of-  
82 school suspension or expulsion, including positive behavioral support

83 strategies. An in-school suspension may be served in the school that  
84 the pupil attends, or in any school building under the jurisdiction of  
85 the local or regional board of education, as determined by such  
86 board.]"