

I. PURPOSE

The purpose of this policy is to prescribe the appropriate use of crisis teams and/or law enforcement to remove, if necessary, a student with an individualized education program (IEP) from school grounds.

II. DEFINITIONS

- A. Reasonable Force: Reasonable force may be used upon or toward the person of a child without the child's consent when used by a parent/guardian, teacher, or other caretaker of a child, in the exercise of lawful authority, to restrain the child; or when used by a teacher or other school employee upon a child when necessary to restrain the child from self-injury or injury to any other person or property.
- B. Student with an IEP: A student who is eligible to receive special education and related services pursuant to the terms of the student's Individualized Education Program (IEP).
- C. Crisis Team: A group of persons, who may include teachers and non-teaching school personnel, selected by the School Leader in each school building who have received crisis intervention training and are responsible for becoming actively involved with resolving crisis. The School Leader or designee shall serve as the leader of the crisis team.
- D. Emergency: A situation where immediate intervention is needed to protect a child or other individual from physical injury or to prevent serious property damage. All other terms and phrases used in this policy shall be defined in accordance with applicable state and federal law or ordinary and customary usage.

III. POLICY

- A. Removal by Crisis Team
 - 1. The crisis team may attempt to de-escalate the student's behavior by means including, but not limited to, those described in the student's IEP and/or behavior intervention plan.
 - 2. If such measures fail, or if the crisis team determines that the student's behavior continues to endanger or may endanger the health, safety, or property of the student, other students, school personnel, or school property, the crisis team may remove the student from school grounds.

Use of Crisis Teams or Law Enforcement to Remove Students with IEPs from School Grounds

3. If the student's behavior cannot be safely managed, school personnel may immediately request assistance from local law enforcement.

B. Removal by Local Law Enforcement

1. If a student with an IEP is restrained or removed from a classroom or school grounds by law enforcement at the request of a school administrator or teacher twice within thirty (30) days, the student's IEP team must meet to determine if the student's IEP is adequate or if additional evaluation is needed.
2. School personnel may report a crime committed by a student with an IEP to appropriate authorities.
3. If Athlos Academy of St. Cloud reports a crime committed by a student with an IEP, school personnel shall transmit copies of the special education and disciplinary records of the student for consideration by appropriate authorities to whom the crime is reported, to the extent that is allowed by Athlos Academy of St. Cloud's *Student Policy 5105*.
4. The fact that a student with an IEP is covered by special education law does not prevent state law enforcement and judicial authorities from exercising their responsibilities with regard to the application of federal and state law to crimes committed by a student with an IEP.

C. Reasonable Force Permitted:

1. In removing a student with an IEP from school grounds, a school administrator, crisis team, or law enforcement may use reasonable force when it is necessary under the circumstances to correct or restrain a student or prevent bodily harm or death to another.
2. At all times, *Student Policy 5505 – Prohibition of Corporal Punishment* shall be followed.

- D. The Lead School Administrator or designee shall make reasonable efforts to notify the student's parent/guardian of the student's removal from school grounds as soon as possible following the removal.