

Suspension/Dismissal of Students

The TPCA Board shall provide due process of law to students, parents, and school personnel through written procedures consistent with law for the suspension or dismissal of students and the denial of admission. For purposes of these policies, references to the “Principal” or “disciplinary officer” shall imply any staff member functioning in that capacity.

Delegation of Authority

1. The TPCA Board delegates to the Principal or a person designated in writing by the Principal for the power to suspend a student in his school for not more than five school days on the grounds stated in C.R.S. 22-33-106 (1) (a), (1) (b), (1) (c) or (1) (e) or not more than 10 school days on the grounds stated in C.R.S. 22-33-106 (1) (d) unless dismissal is mandatory under law. (See exhibit coded T-JKD/JKE-E).
2. The TPCA Board delegates to the Principal the authority to suspend a student, in accordance with C.R.S. 22-33-105, for an additional 10 school days plus up to and including an additional 10 days necessary in order to present the matter to the TPCA Board.
3. The Principal shall report on each case acted upon the next meeting of the TPCA Board, briefly describing the circumstances and the reasons for his action. Suspension by the Principal shall be subject to appeal to the TPCA Board. The appeal shall consist of a review of the facts that were presented, arguments relating to the decision and questions of clarification from the TPCA Board.

Alternative to suspension

As an alternative to suspension, the Principal or designee, at his discretion, may permit the student to remain in school with the consent of his teachers if his parent, guardian or legal custodian attends class with the student for a period of time specified by the Principal or designee. If the parent, guardian or legal custodian does not agree or fails to attend class with the student, the student shall be suspended in accordance with the accompanying regulations.

This alternative to suspension shall not be used if dismissal proceedings have been or are about to be initiated or if the Principal or designee determines that the student’s presence in school, even if accompanied by a parent, would be disruptive to the operations of the school or be detrimental to the learning environment.

Dismissal for crimes of violence

Whenever a student is alleged to have committed an offense that would constitute a crime of violence if committed by an adult, the TPCA Board shall be notified and, in accordance with law, may initiate proceedings for immediate dismissal. The TPCA Board may not delegate to the Principal or a hearing officer the authority to conduct the hearing for a dismissal for a crime of violence.

Restrictions imposed on suspended/dismissed students

1. Suspension

During a period of suspension, a student shall not attend any classes or participate in any school activities or extracurricular activities or functions and shall not be present on any school grounds without the express advance consent of the suspending Principal. A violation of this policy may result in criminal charges of trespass.

Upon termination of the suspension, the student shall return to school and shall be eligible to participate in school activities and functions.

2. Dismissal

A student who has been dismissed shall not attend any classes or participate in any school activities, extracurricular activities or functions. A dismissed student shall not be present on any school grounds without the express advanced consent of the Principal. A violation of this policy may result in criminal charges of trespass.

A dismissed student shall remain subject to the requirements of the school attendance law, and if the student is of compulsory attendance age, the student's parent/guardian shall remain responsible for the dismissed student's education either through a home school program, private school or other approved means.

Reporting of dismissal

Twin Peaks Charter Academy will notify the St. Vrain Valley superintendent or designated contact person of any dismissal within two (2) school days. A copy of all written discipline reports, suspensions, and dismissal proceedings will be sent when requested by the St. Vrain Valley school Board or superintendent. Upon dismissal from TPCA, the St. Vrain Valley School Board may consider each instance on a case-by-case basis and may reinstate the student in another school. The TPCA Board of Directors has the final authority in determining dismissal from Twin Peaks Charter Academy consistent with state and federal law.

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