

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

**H**

**1**

**HOUSE BILL 1428**

Short Title: Students w/Disab./No Long-Term Suspension. (Public)

Sponsors: Representatives Fisher; Alexander and Harrison.

Referred to: Education, if favorable, Judiciary II.

April 12, 2007

A BILL TO BE ENTITLED  
AN ACT TO PROVIDE PROTECTION FOR STUDENTS WITH DISABILITIES  
FROM LONG-TERM SUSPENSION.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 115C-107.7 reads as rewritten:

**"§ 115C-107.7. Discipline.**

(a) The policies and procedures for the discipline of students with disabilities shall be consistent with federal laws and regulations.

(b) In addition to any federal standards governing manifestation determinations, the behavior that is the subject of the disciplinary action is related to the disability if during the preceding 12 months the child with a disability was removed from school for more than 10 days cumulatively as a result of the child's conduct and the child does not have a current functional behavior assessment and behavioral intervention plan."

**SECTION 2.** This act is effective when it becomes law.