

(v) 10 percent of its enrollment for the 2009–2010 school year and each school year thereafter.

(3) AN ELEMENTARY SCHOOL THAT HAS ALREADY IMPLEMENTED A POSITIVE BEHAVIORAL INTERVENTIONS AND SUPPORT PROGRAM OR ~~AN ALTERNATIVE, RESEARCH-BASED, POSITIVE, AND EFFECTIVE~~ A BEHAVIOR MODIFICATION PROGRAM ~~UNDER SUBSECTION (C) OF THIS SECTION~~ SHALL EXPAND ITS EXISTING PROGRAM IF IT HAS A SUSPENSION RATE THAT EXCEEDS THE STANDARD SPECIFIED IN PARAGRAPH (2) OF THIS SUBSECTION.

(c) (1) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, EACH COUNTY BOARD SHALL REQUIRE A SCHOOL THAT HAS A TRUANCY RATE THAT EXCEEDS THE STANDARD SPECIFIED IN PARAGRAPH (2) OF THIS SUBSECTION TO IMPLEMENT:

(I) A POSITIVE BEHAVIORAL INTERVENTIONS AND SUPPORT PROGRAM; OR

(II) AN ALTERNATIVE, RESEARCH-BASED, POSITIVE, AND EFFECTIVE BEHAVIOR MODIFICATION PROGRAM IN COLLABORATION WITH THE DEPARTMENT.

(2) A SCHOOL IS SUBJECT TO THIS SUBSECTION IF IT HAS A TRUANCY RATE THAT EXCEEDS:

(I) 8 PERCENT OF ITS ENROLLMENT FOR THE 2008–2009 SCHOOL YEAR;

(II) 6 PERCENT OF ITS ENROLLMENT FOR THE 2009–2010 SCHOOL YEAR;

(III) 4 PERCENT OF ITS ENROLLMENT FOR THE 2010–2011 SCHOOL YEAR;

(IV) 2 PERCENT OF ITS ENROLLMENT FOR THE 2011–2012 SCHOOL YEAR; AND

(V) 1 PERCENT OF ITS ENROLLMENT FOR THE 2012–2013 SCHOOL YEAR AND EACH SCHOOL YEAR THEREAFTER.

(3) A SCHOOL THAT HAS ALREADY IMPLEMENTED A POSITIVE BEHAVIORAL INTERVENTIONS AND SUPPORT PROGRAM OR ~~AN ALTERNATIVE A BEHAVIORAL~~ BEHAVIOR MODIFICATION PROGRAM ~~UNDER SUBSECTION (B) OF~~