

**Due Process Procedures - Expulsions \*\***

A principal, after reviewing available information, may recommend to the superintendent that a student be expelled.

No student may be expelled without a hearing unless the student's parents, or the student if 18 years of age, waives the right to a hearing, either in writing or by the failure to appear at a scheduled hearing. By waiving the right to a hearing, the student and parent or guardian agree to abide by the findings of a hearings officer.

When an expulsion hearing is not waived, the following procedures will be followed:

1. Notice will be given to the student and the parent by personal service or by certified mail at least five days prior to the scheduled hearing. The notice will include:
  - a. The specific charge or charges;
  - b. The conduct constituting the alleged violation including the nature of the evidence of the violation;
  - c. A recommendation for expulsion;
  - d. The student's right to a hearing;
  - e. When and where the hearing will take place;
  - f. The right to representation.
2. The superintendent or designee will act as hearings officer and will conduct the hearing. The hearings officer will not be associated with the initial actions of the building administrators;
3. In case the parent or student has difficulty understanding the English language or other serious communications disabilities, the district will provide a translator;
4. The expulsion hearing shall be conducted pursuant to Oregon Revised Statutes;
5. The student will be permitted to have a representative present at the hearing to advise. The representative may be an attorney or parent. The district's attorney may be present;
6. The student will be afforded the right to present his/her version of the charges and to introduce evidence by testimony, writings or other exhibits.