

Student Expulsion

The following procedures must be followed if a hearing is not waived:

1. The student is notified in writing of the specific charge and the date and place of the hearing.
2. A notice shall be sent to the parent or guardian by certified mail, citing the charge and the specific acts that support the charges. The notice shall state a recommendation of expulsion, when a hearing will take place and the student's right to counsel. This notice shall be furnished at least five days prior to the hearing.
3. The Chief Executive Officer or his/her designated authority shall act as the hearing or review officer and shall maintain control over and conduct the hearing or review.
4. The student, parent or guardian shall be permitted to inspect in advance of such hearing any affidavits or exhibits which the school intends to submit at the hearing.
5. The student shall be permitted to have counsel present at the hearing. The counsel may be the parent, guardian or an attorney.
6. If the student or the student's parent cannot understand the spoken English language, or has other serious communication disabilities, an interpreter shall be provided by the district.
7. The student shall be afforded the right to present his/her version as to the charge and to make such showing by way of affidavits or exhibits.
8. The student shall be permitted to hear the evidence presented against him/her.
9. The hearing officer shall determine the facts of each case on the evidence presented at the hearing. This may include the relevant past history and records of the student. The hearing officer shall submit to the Board his/her findings as to the facts and whether or not the pupil charged is guilty of the conduct alleged, and his/her recommendation shall be made available in identical form to the Board, the building principal, the student and his/her parents.
10. Strict rules of evidence shall not apply to the proceedings.
11. The hearing officer shall make a record of all pertinent facts presented at the hearing.
12. The Board shall, upon request, review the decision of the hearing officer and may affirm, modify or reverse his/her decision.