

EXPULSION OF STUDENTS

Code **JKE** Issued **6/05**

Purpose: To establish the board's vision for the expulsion of students.

A student may be expelled for any reason listed in the Student Code of Conduct, policy JICDA or administrative rule JICDA-R, for the commission of any crime, gross immorality, gross misbehavior or the violation of any other written policies, rules or regulations established by the board or the state board of education; or when the presence of the student is deemed to be detrimental to the best interest of the school. Expulsion means the student cannot attend school or be on district or school property, cannot attend any school-related events or activities on or off campus and cannot ride a school bus.

If procedures for expulsion are initiated, the parent/legal guardian of the student will be notified in writing of the time and the place of a hearing before the superintendent. The hearing will take place within 10 school days of the written notification at a time and place designated by the superintendent and a decision will be rendered within seven school days of the hearing. The student may be suspended from school and all activities during the time of the expulsion procedures.

At the hearing, the parents/legal guardians will have the right to legal counsel and to all other regular legal rights, including the right to question witnesses in a manner determined by the superintendent. The right to appeal the decision of the superintendent to the Latta School District board of trustees is reserved to either party in accordance with the provisions of the administrative rule accompanying this policy.

Adopted 7/1/75; Revised 8/13/91, 10/13/92, 10/11/94, 11/12/96, 6/14/05

Legal references:

A. United States Code:

1. 20 U.S.C. 3351 - Gun-Free Schools.

B. S. C. Code, 1976, as amended:

1. Section 59-19-90(3) - Gives district trustees authority to prescribe rules of pupil conduct, including provisions for suspension or dismissal of those failing to comply with such rules.
2. Section 59-63-210 - Grounds for suspension, expulsion or transfer
3. Section 59-63-235 - District must expel student.
4. Section 59-63-240 - Expulsion hearings - times, procedures, legal rights appeals.