

**RESOLUTION 26-059 – Approval of Board Policy to be deleted
JHFDA-Suspension of Driving Privileges**

Background: Suspension of Driving Privileges outlines circumstances under which MESD could request that the Oregon Department of Transportation suspend a student's driving privileges based on certain disciplinary actions, withdrawals, or attendance concerns. OSBA has recommended deletion of this policy because the underlying statutory provisions authorizing these actions have been repealed. As the policy is no longer supported by current Oregon law, staff recommends that the Board delete Policy JHFDA from the MESD Board Policy Manual.

WHEREAS, the Multnomah Education Service District Board of Directors Policy Committee has reviewed Board Policy JHFDA-Suspension of Driving Privileges; and

NOW THEREFORE BE IT RESOLVED, that Board Policy JHFDA-Suspension of Driving Privileges is approved for deletion as written or as further modified; and

BE IT FURTHER RESOLVED, that if no further discussion is required, Board Policy JHFDA-Suspension of Driving Privileges is approved for deletion as proposed and does not require a second reading.

Multnomah Education Service District

Code: ~~JHFDA~~
Adopted: ~~6/18/13~~

~~Suspension of Driving Privileges~~

~~Conduct~~

~~The Superintendent or Board may, under ORS 339.254, make a request to the Oregon Department of Transportation (ODOT) for the suspension of a student's driving privilege or the right to apply for a driving privilege on the basis of conduct as provided below:~~

~~If a request is made, the following requirements will be met:~~

- ~~1. The Superintendent will meet with parent(s) before submitting a request to ODOT;~~
- ~~2. The request to ODOT will be in writing;~~
- ~~3. The student involved is at least 15 years of age;~~
- ~~4. The student has been expelled for bringing a weapon on MESD property; or~~
- ~~5. The student has been suspended or expelled at least twice for any of the following reasons:~~
 - ~~a. Assaulting or menacing a MESD employee or another student;~~
 - ~~b. Willful damage or injury to MESD property;~~
 - ~~c. Use of threats, intimidation, harassment or coercion against a MESD employee or another student.~~
- ~~6. The request to suspend a student's driving privilege or the right to apply for a driving privilege shall not be for more than one year unless the Superintendent or Board is filing a second written request. A second request may state suspension of driving privilege until the student reaches 21 years of age;~~
- ~~7. If a driving privilege is suspended the student may apply to ODOT for a hardship permit.~~

~~Withdrawal~~

~~The Superintendent or Board may, under ORS 339.257, notify ODOT of the withdrawal from MESD of a student who is at least 15 years of age and under 18 years of age.~~

~~Upon receipt of the MESD's notice that a student has withdrawn from MESD, ODOT shall notify the student that driving privileges will be suspended on the 30th day following the date of notice unless the student presents documentation that complies with ORS 807.066. For purposes of this policy, a student shall be considered to have withdrawn from MESD if the student has:~~

- ~~1. More than 10 consecutive school days of unexcused absences; or~~
- ~~2. Fifteen school days total of unexcused absences during a single semester.~~

Appeals

~~The student has a right to appeal the Superintendent's or Board's decision through MESD suspension/expulsion due process procedures.~~

END OF POLICY

Legal Reference(s):

~~ORS 192.660~~~~ORS 332.061~~~~ORS 336.615 - 336.665~~~~ORS 339.240~~~~ORS 339.250~~~~ORS 339.254~~~~ORS 339.257~~~~ORS 807.065~~~~ORS 807.066~~~~ORS 807.240~~~~OAR 581-021-0065~~~~OAR 581-021-0070~~

MESD Policy Cross-Reference(s):

~~JFC - Student Conduct~~