
DESCRIPTOR TERM:

District 370 Policy
File Code: 8.71

Students

Expulsion

1993 5-10-93
Amended & Adopted 1993 11-8-93

INTRODUCTION. The Board of Trustees may deny attendance by expulsion to any pupil who is an habitual truant; or who is incorrigible; or whose conduct, in the judgment of the Board, is such as to be continuously disruptive of school discipline or of the instructional effectiveness of the school; or whose presence in a public school is detrimental to the health and safety of other pupils.

PROCEDURE FOR EXPULSION. If expulsion of a pupil is to be considered, the following shall apply.

1. The building principal or district superintendent shall recommend expulsion.
2. The Board of Trustees, through the district clerk or principal's office, shall give written notice to the parent(s) or guardian(s) of the pupil that expulsion of the pupil is being considered. The notice shall contain:
 - a. The grounds for the proposed expulsion.
 - b. The place, time and date of the hearing on expulsion. The date of the hearing shall be not less than five (5) school days or more than twenty (20) school days from the date of the hearing notification.
 - c. A notice that the parent(s) or guardian(s) may ask for a change of date for the hearing for cause. Said request shall be filed with the district clerk within three (3) school days from the date of the notification.
 - d. A notice that parent(s) or guardian(s) may appear to contest the proposed expulsion.
 - e. A notice that the student may be represented by counsel, produce witnesses, submit evidence and cross-examine any adult witness who may appear against him or her.
3. A full and fair hearing shall be held before the Board of Trustees. The hearing will be held in executive session unless the student or an authorized representative requests that the hearing be conducted in an open meeting.
4. The Board shall reach a decision based on information furnished at the hearing and shall give written notice, through the district clerk or principal's office, of the decision to the parent(s) or guardian(s) of the student within three (3) school days of the hearing.
5. If a student is expelled from school and is within the age of compulsory attendance, the student comes under the provision of the Youth Rehabilitation Act and the superintendent or principal must file a petition with the magistrate division of the district court of the county of the student's residence.