

### **447.3 STUDENT EXPULSION**

In accordance with state statutes, students may be expelled from school by the Board if:

1. The student is found guilty of repeated refusal or neglect to obey school rules; or the Board finds that while the student was at school or under the supervision of a school authority he or she endangered the property, health or safety of others.
2. The student is found guilty of knowingly conveying any threat or false information concerning an attempt or alleged attempt being made or to be made to destroy any school property by means of explosives.
3. The student is found guilty of conduct while not at school or not under the supervision of a school authority, which endangers the property, health, or safety of others at school or under the supervision of a school authority.
4. The student is found guilty of conduct while not at school or not under the supervision of a school authority, which endangers the property, health or safety of any employee or school board member of the school district in which the student is enrolled.
5. The student repeatedly engaged in conduct while at school or while under the supervision of a school authority that disrupted the ability of school authorities to maintain order or an educational atmosphere at school or at an activity supervised by a school authority and that such conduct does not otherwise constitute grounds for expulsion. (Note: This reason for expulsion only applies to students 16 years of age or older.)

(Note: conduct that "endangers a person or property" includes making a threat to the health or safety of a person or making a threat to damage property.)

6. The student is found guilty of an offense where expulsion is required by law such as the possession of a firearm while at school or under the supervision of a school authority.
7. It is satisfied that the interest of the school demands a student's expulsion.

Prior to expulsion, the Board will hold a hearing regarding the proposed expulsion in accordance with state law. Not less than five days' written notice of the hearing will be sent to the pupil and if the pupil is a minor the notice will be sent to his or her parents or guardian. The notice will include all the information required by law.

A copy of paragraph (C), 120.13, Sec.1 will be mailed along with the expulsion notice to the parents or guardian of the pupil.

At the hearing, minutes will be kept of all proceedings.

Upon the Board's decision to expel a student, a copy of the expulsion order will be mailed to the pupil and his or her parent or guardian if the student is a minor. The pupil will have the right to appeal the expulsion to the state superintendent and an appeal to the state superintendent's decision may be made within 30

days to the County Circuit Court.

The Board may permit early reinstatement of the expelled student if he/she meets specific conditions.

Reviewed, revised, and approved by the Board of Education on January 17, 2005.