

MIDDLE BUCKS INSTITUTE OF TECHNOLOGY

SECTION: PUPILS

TITLE: SUSPENSION AND EXPULSION

ADOPTED: July 1, 1991

REVISED:

<p>1.Purpose Title 22 Sec. 12.6 SC 1318</p> <p>2.Authority</p> <p>Title 22 Sec. 12.6 (b)(1)</p> <p>Title 22 Sec. 12.6 (b)(iv)</p> <p>Title 22 Sec. 12.7</p>	<p style="text-align: center;">233. SUSPENSION AND EXPULSION</p> <p>The Executive Council recognizes that exclusion from the educational program of the school, whether by suspension or expulsion, is the most severe sanction that can be imposed on a student and is one that cannot be imposed without due process. The Executive Council, after a proper hearing, may suspend a child for such time as it deems necessary or may permanently expel him/her.</p> <p><u>Suspension (Exclusion From School)</u></p> <p>The administrator in charge of a public school may suspend any pupil for disobedience or misconduct for a period of one (1) to ten (10) consecutive school days.</p> <p>No student may be suspended without notice of the reasons for which s/he is suspended and an opportunity to be heard in his/her own behalf before the school official who holds the authority to reinstate him/her.</p> <p>When the suspension exceeds three (3) school days, the student and parent(s)/guardian will be given the opportunity for an informal hearing with the designated school official. Such hearing shall take place as soon as possible after the suspension, except that when extraordinary circumstances involving the health and safety of the student or others in the school require immediate exclusion the hearing may be delayed to such time as circumstances permit.</p> <p><u>Suspension (Exclusion From Class)</u></p> <p>No student may receive an in-school suspension without notice for which s/he is suspended and an opportunity to be heard prior to the time the suspension becomes effective. The parent(s)/guardian shall be informed of the suspension action taken by the school.</p> <p>Should the in-school suspension exceed ten (10) consecutive school days, the student and his/her parent(s)/guardian shall be offered an informal hearing with the designated school official. Such hearing shall take place prior to the eleventh day of</p>
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<p>Title 22 Sec. 12.6 (b)(2)</p>	<p>the in school suspension.</p> <p><u>Expulsion</u></p> <p>The Executive Council may either expel for a period exceeding ten (10) school days or may permanently expel from the rolls of the Vocational-Technical School any student whose misconduct is such as to warrant this sanction. No student shall be expelled without an opportunity for a formal hearing before the Executive Council or a duly authorized committee of the Executive Council and upon action taken by the Executive Council after the hearing.</p>
<p>Title 22 Sec. 12.6 (e)(2)</p>	<p>The student under seventeen (17) years of age who is expelled has forfeited his/her right to an education in the school, but s/he has not been excused from compliance with the compulsory attendance statute.</p> <p><u>Hearings</u></p>
<p>Title 22 Sec. 12.6 (b)(iv)</p>	<p>Students suspended for a period of time longer than three (3) days shall be afforded an informal hearing. Delay of such hearing shall not operate to delay return to school.</p>
<p>Title 22 Sec. 12.6 (2)(c)</p>	<p>The Executive Council requires that each such hearing shall be closed to the public; but should the student and/or his/her parents likely to be affected by its outcome agree, the hearing may be held publicly.</p>
<p>Title 22 Sec. 12.6 (2)(c)</p>	<p>Each suspended student involved in a formal hearing shall be restored to a regular educational program pending the outcome of the hearing, except when in the opinion of the Director the presence of the student in school poses a danger to him/herself or others as to warrant continued absence.</p>
<p>Title 22 Sec. 12.8 (1)</p>	<p>The formal hearing shall observe the due process requirements of notification of the charges in writing, by certified mail, to the student or the student's parents or guardian; notice of the time and place of the hearing; that the hearing shall be private unless the student or parent requests a public hearing; the right to representation by counsel; the disclosure of the names of witnesses and the testimony they have made; the right to testify and present witnesses on the student's behalf; the hearing shall be held with all reasonable speed; recordation of the proceedings and a copy of the transcript at the student's expense.</p>
<p>3.Delegation of Responsibility Title 22 Sec. 12.3</p>	<p>The Director or a designee shall develop rules and regulations to implement this policy which shall include: publication of standards in accordance with school policy on student discipline.</p> <p>procedures that ensure due process in the deprivation of a student's right to attend</p>

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	<p>school and comport with this policy.</p> <p>procedures for periodic case review of expelled pupils.</p>
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