

EXPULSION RULES

1. The Board of Education may expel a student from school for the reasons outlined in Board policy and established District procedures.
  - a. A student with special educational needs may not be expelled from school if the reason for the expulsion is related to his/her disability. Therefore, before a special education student is considered for expulsion, he/she shall be screened and/or evaluated by an IEP Team to determine whether the student's misconduct relates to his/her handicapping condition or to a possible inappropriate placement.
2. Prior to any expulsion, the Board shall hold a hearing. A written notice of the expulsion hearing shall be sent to the student and, if the student is a minor, to his/her parent(s)/guardian at least five days prior to the scheduled hearing. The notice shall state the following:
  - a. The specific grounds for expulsion under state law and the particulars of the student's alleged conduct upon which the expulsion proceeding is based;
  - b. The time and place of the hearing;
  - c. That the hearing may result in the student's expulsion;
  - d. That, upon request of the student and, if the student is a minor, the student's parent/guardian, the hearing shall be closed;
  - e. That the student and, if the student is a minor, the student's parent/guardian, may be represented at the hearing by counsel;
  - f. That the Board shall keep written minutes of the hearing;
  - g. That if the Board orders the expulsion of the student, the Board Clerk shall mail a copy of the order to the student and, if the student is a minor, to the student's parent/guardian;
  - h. That if the student is expelled by the Board, the expelled student or, if the student is a minor, the student's parent/guardian may appeal the Board's decision to the Department of Public Instruction (DPI);
  - i. That if the Board's decision is appealed to the DPI, within 60 days after the date on which the DPI receives the appeal, the DPI shall review the decision and shall, upon review, approve, reverse or modify the decision;
  - j. That the decision of the Board shall be enforced while the DPI reviews the Board's decision;

**EXPULSION PROCEDURES**

- k. That an appeal from the decision of the DPI may be taken within 30 days to the circuit court for Milwaukee County; and
- l. That the state laws related to student expulsion are sections 119.25 and 120.13(1).
- m. That during the term of the expulsion the student shall not be permitted to be present on school district premises or at school district/Recreation Department-sponsored activities or events, other than during the term of the probationary period.

APPROVED: September, 1969

REVISED: October 6, 1980  
July 9, 1996  
August 22, 2005