Policy

**EXPULSION OF STUDENTS**

*Code* **JKE** *Issued* **DRAFT/19**

The board acknowledges that serious breaches of acceptable standards of behavior may result in expulsion from school in accordance with applicable state and federal law and regulation and district policy. The district will provide due process of law to students whose misconduct may result in expulsion and to their parents/legal guardians.

Expulsion is the removal of a student from a school for the remainder of the school year or until readmitted by the board. Authority to expel students from school rests solely with the board.

# Weapons

See policy JICI, *Weapons in School*, for expulsion information relating specifically to weapons (firearms).

**Expulsion of Students with Disabilities**

Whenever a student with disabilities commits an offense for which expulsion or removal to an interim alterative education setting may be appropriate, the principal or his/her designee will confer with the (*insert job title of the individual who coordinates the district’s special education program coordinator for special programs*) before initiating such procedures. Additional information on expulsion of students with disabilities can be found in policy JICDA, *Code of Conduct*.

Cf. JICI

Adopted ^

Legal References:

1. S.C. Code of Laws, 1976, as amended:
2. Section 59-19-90(3) - Authority of board to regulate student conduct.
3. Section 59-63-210 - Grounds for suspension, expulsion, or transfer.
4. Section 59-63-235 - Expulsion of student determined to have brought a firearm to school.
5. Section 59-63-240 - Expulsion hearings.
6. S.C. Cases:

 1. *Davis v. School District of Greenville County*, 374 S.C. 39, 647 S.E.2d 219 (2007).