

Hotline

Rock Hill School District Three of York County ~ 660 North Anderson Road ~
Rock Hill, SC 29730 ~ Telephone 803-981-1000 ~ Fax 803-981-1094

To: Members of the Board of Trustees

From: Kelly Pew

C: Cabinet

Date: March 2, 2017

The following items have been included for your information:

Reminders: **Monday, March 13, 2017**

Called Executive Session – 1:00 p.m. (Board Room)

Data Session – 4:00 p.m. (Board Room)

Dinner – 5:00 p.m.

Work Session – 5:30 p.m. (Board Room)

Monday, March 20, 2017

Board Retreat – District Office (*more details to follow*)

Monday, March 27, 2017

Business Meeting – 6:00 p.m. (Board Room)

Thursday, March 30, 2017

Statement of Economic Interest Filings due by 3/30/17

(*Information on SEI provided at February 13 work session.*)

1. **Information:** *Edit to Administrative Rule JKE-R – Expulsion of Students*
2. **Information:** *Superintendent's Event Schedule*

Memo

TO: Dr. Kelly Pew
FROM: Luanne Kokolis
CC: Board Members
DATE: March 1, 2017
SUBJECT: Edit to JKE-R

When JKE and JKE-R were approved in October, wording referencing placement in alternative school was to be taken out of the policy and rule.

In reviewing our rule online, the wording for alternative placement remained under Expulsion Appeals. We have made that edit and will resubmit to SCSBA.

EXPULSION OF STUDENTS

Code **JKE-R** Issued **10/16**

Investigation and Action Taken by the Administrator

If a school principal, his/her designee or a district administrator investigates a report of student misbehavior and decides to recommend expulsion, the administrator will suspend the student and notify the student's parent/legal guardian of his/her right to meet with the administrator within three school days of the date of the suspension. If, after meeting with the parent/legal guardian (or if the parent/legal guardian has not come in for a meeting by the third school day), the administrator still intends to recommend expulsion, the matter will be referred directly to the district hearing officer or to other persons as designated by the Superintendent. This procedure will be followed in all cases, regardless of the offense charged.

Notice of expulsion recommendation

By the end of the third school day following receipt of an expulsion recommendation, the school administrator will notify the student and parents, in writing, of the following.

- the rule(s) or infraction alleged to have occurred
- the right of the student to review his/her record, including the investigative documents the administration intends to present at the expulsion hearing
- the right of the student to a hearing on the evidence
- the time and place of the hearing, which must be held within 10 school days of the date of notification, unless the parent/legal guardian of his/her representative agree otherwise
- the procedure to be followed at the hearing, including the right to be represented by legal counsel

Hearing procedure

The administrator, the administrator's representative, the student, the parent/legal guardian and/or the student's representative may be present at the hearing. If the hearing officer and the parent/legal guardian agree, the student may be dismissed during portions of the hearing. The administrator and the student, or their representatives, will be allowed to present witnesses or witnesses' statements and, within the discretion of the hearing officer, cross-examine the other party's witnesses. The hearing officer may ask the witness questions. The parent/legal guardian and/or the student's representative will be given an opportunity to argue their position or express their views on the case. A recording of the testimony or written minutes of the hearing will be kept on file by the hearing officer for at least one calendar year.

Action following the hearing

Within seven school days of the hearing, the hearing officer will decide whether the student committed the alleged rule violation(s) or misconduct, based upon the evidence presented at the hearing, and the appropriate consequence. If the hearing officer determines that grounds for expulsion exist, he/she may expel for the remainder of the first semester, the remainder of the current school year, or permanently expel.

The hearing officer will report his decision in writing to the parent/legal guardian, the Superintendent and the school. If the hearing officer determines that grounds for expulsion do not exist, absences resulting from the suspension may be excused if appropriate, and the

PAGE 2 - JKE-R - EXPULSION OF STUDENTS

student's record will reflect the decision of the hearing officer. The student will be allowed to make up missed work as appropriate.

Expulsion appeals

The hearing officer's decision to either expel the student from all district schools or assign the student to an alternative school or program may be appealed. The first line of appeal is to the Executive Director of Student Services and must be made within five days of the hearing officer's decision. The student may appeal the decision of the Executive Director of Student Services, to the Rock Hill School District Three of York County Board of Trustees. The appeal may be heard by the full board or may be heard by a subcommittee comprised of three members of the board, provided written notice of appeal is made to the Superintendent or his/her designee within five school days of notification of the executive director's decision. The decision of the three member panel or the full board is final. An appeal will normally be limited to the established record, and no new testimony will be allowed unless the board desires to hear additional testimony. The board may uphold, reverse or alter the expulsion or reassignment decision of the hearing officer. If the recommendation for expulsion or reassignment is reversed on appeal, all absences resulting from the suspension will be excused and the student's record cleared. The student will be allowed to make up all missed work.

The board will conduct an expulsion or reassignment appeal within 10 school days of the written notification at a time and place designated by the board and will render a decision within seven school days of the hearing.

Petitions for readmission

Students who have been expelled for the remainder of the current school year or for the remainder of a semester, in some cases in high school, may make a written request to the Superintendent or his/her designee for readmission for the subsequent semester or school year. The request must be in the form of a reflection letter written by the student and signed by both the parent/legal guardian and the student. The letter will meet the guidelines described in the attached expulsion reentry course description. All students must complete the mandatory portion of the expulsion reentry course. Middle school students will not have to complete all parts of the expulsion reentry course.

If a student fails to complete the reentry requirements as specified in the expulsion reentry course or chooses not to attempt the expulsion reentry course, the student may return to school on a strict behavior contract. If a student fails to initiate the reentry process and is under the age of 17 years old, he/she will be referred to family court for truancy according the Compensatory Attendance Regulations for South Carolina.

If the Superintendent or his/her designee denies the student's request, or in all cases of permanent expulsion, the student may make a written request to the school board for readmission, and may include a request to appear before the board. If the request is denied by the board, the student may submit another request prior to the following school year.

Issued 5/14/12; Revised ^

[illegible]