

Policy of the Lancaster Board of Education

Students

SUSPENSION AND EXPULSION OF STUDENT

A student may be suspended for noncompliance with school rules or conduct by the student, while at school or under the supervision of a school authority, which endangers the property, health or safety of others. A suspension may not exceed five days, except that pending an expulsion hearing a student may be suspended for a period not to exceed seven consecutive school days. Prior to a suspension a student must be advised of the reason for proposed suspension and it must be determined that the student is guilty of noncompliance with the school rule or the conduct charged, and that suspension is reasonably justified. The student's parents or guardian must be given prompt notice of the suspension and the reason therefore. Within five days following the commencement of the suspension, the suspended student or his/her parents or guardian may have a conference with the School District Administrator or his/her designee. The designee must be someone other than a Principal, Administrator or teacher in the suspended student's school. If the School District Administrator or his/her designee finds that the suspension was unfair, unjust or inappropriate or that the student suffered undue consequences or penalties as a result of the suspension, reference to the suspension must be expunged from the student's record. This finding must be made within fifteen days after the conference. A suspended student may not be denied the opportunity to take any quarterly, semester or grading period examinations missed during the period of the suspension.

A student may be expelled by the School Board when it finds that a student has refused or neglected to obey school rules, state statutes or has engaged in conduct which endangers the property, health or safety of others, while at school or while under the supervision of a school authority, and the Board is satisfied of the need for his/her expulsion. The School Board must hold a hearing prior to expulsion. Written notice of the hearing must be sent to the student and his/her parent or guardian. The notice must be sent not less than five days prior to the hearing and must specify the particulars of the alleged refusal, neglect or conduct and state the time and place of the hearing and that the hearing may result in the student's expulsion. In addition, the complete text of s. 120.13 (1) (c), as amended, must be printed on the face or back of the notice. The student and his/her parent or guardian, if the student is a minor, may be represented by counsel at the hearing. The School Board must keep written minutes of the hearing. If expulsion is ordered, the school district clerk must mail a copy of the order to the student, and to his/her parent or guardian if the student is a minor. The expulsion may be appealed to the State Superintendent and to Circuit Court.

Legal Reference:Section120.13 (11) (6)Wisconsin Statutes

Approved: November 19, 1970

Revised: November 14, 1973

October 11, 1995

