

## Billings School District 2

### STUDENTS

#### Student Discipline: Due Process

The District will maintain a system of legally-sound procedures for administering student discipline so that due process of law is provided. The type of procedural protections given will depend upon the severity of the infractions(s) and the severity of the penalty being sought.

#### Cross References:

3300	Student Discipline: Consequences for Violations of Student Rules, Responsibilities, and Code of Conduct
3350	Student Discipline: Due Process
3350-P1	Detention
3350-P2	Suspension and Expulsion
3350-P3	Discipline Procedure for Special Education Students (SPED)
3350-P4	Discipline Procedure for 504 Students

#### Legal References:

§ 20-5-101, MCA	Admittance of child to school
§ 20-5-102, MCA	Compulsory enrollment and excuses
§ 20-5-103, MCA	Compulsory attendance and excuses
§ 20-5-201, MCA	Duties and sanctions
§ 20-5-202, MCA	Suspension and expulsion
§ 20-4-302, MCA	Discipline and punishment of pupils – definition of corporal punishment

*Tinker v. Des Moines Ind. Sch. Dist.*, 89 S.Ct. 733 (1969)

#### Policy History

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