

Policies of the Board of Education

Series 400: Students

EARLY REINSTATEMENT OF EXPELLED STUDENTS

447.4-Rule

The Board of Education, or its independent hearing officer or panel authorized by the school board, may specify one or more early reinstatement conditions in an expulsion order if such conditions are related to the reasons for the students' expulsion.

Early reinstatement condition is defined as: (1) a condition that a student is required to meet before he/she may be granted early reinstatement or (2) a condition that a student is required to meet after his/her early reinstatement but before the expiration of the term of expulsion specified in the expulsion order.

If the expelled student or parent/guardian does not believe the early reinstatement condition(s) is related to the reasons for the expulsion, an appeal may be made to the Board within fifteen (15) days after the date on which an expulsion order is issued by an independent hearing officer. The Board's decision is final and not subject to appeal.

Determining whether expelled students have met early reinstatement conditions:

If the Superintendent or designee determines that a student has met the early reinstatement condition(s) that he/she is required to meet before reinstatement, the student may be granted early reinstatement. The Superintendent's designee must be someone other than a principal, administrator or teacher in the student's school. The determination of the Superintendent or designee is final.

If a student violates an early reinstatement condition that the student was required to meet after his/her early reinstatement but before the expiration of the term of expulsion, the Superintendent or principal or teacher designated by the Superintendent may revoke the student's early reinstatement. Before revoking the student's early reinstatement, however, the Superintendent or designee must do all of the following:

1. Advise the student of the reason for the proposed revocation, including the early reinstatement condition alleged to have been violated;
2. Provided the student an opportunity to present his/her explanation of the alleged violation; and
3. Make a determination that the student violated the early reinstatement condition and that revocation of the student's early reinstatement is appropriate.

If the student's early reinstatement is revoked, prompt written notice of the revocation and the reason for the revocation (including the early reinstatement condition violated) must be given to the student and, if the student is a minor, to the student's parent/guardian.

Within five (5) school days after the revocation of a student's early reinstatement, the student or parent/guardian may request a conference with the Superintendent or designee. If requested, the conference must be held within five school days of the request.

If, after the conference, the Superintendent or designee finds that the student did not violate an early reinstatement condition or that the revocation was inappropriate, the student must be reinstated to school under the same reinstatement conditions as the expulsion order and the early reinstatement revocation must be expunged from the student's records.

If the Superintendent or designee finds that the student violated an early reinstatement condition and that the revocation was appropriate, he/she must mail separate copies of the decision to the student and, if the student is a minor, to the student's parent/guardian. The decision of the Superintendent or designee is final.

If a student's early reinstatement is revoked, the student's expulsion must continue to the expiration of the term of expulsion specified in the expulsion order unless the student or parent/guardian and the school board, or independent hearing officer or panel, agree in writing to modify the expulsion order.

Legal Ref.: Sections 120.13 (2)(h) Wisconsin Statutes
118.13

Cross Ref.: 447.4 Student Expulsions
411-Rule (1), Student Discrimination/Harassment Complaint Procedures

Adopted: August 2000

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Waunakee Community School District