

## EXPULSION OF STUDENTS

Code **JKE** Revised **3/13**

---

Purpose: To establish the board's vision for the expulsion of students.

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

### **Weapons**

See Policy JICI for expulsion relating specifically to weapons (firearms).

Adopted 6/6/83; Revised 10/5/98, 3/4/13

---

#### Legal references:

##### A. United States Code:

1. 20 U.S.C. 7151 – Gun-Free Schools
2. Education of Individuals with Disabilities, 20 U.S.C. Sec. 1400, et seq.
3. 29 U.S.C. Section 794, et seq. (Section 504 of the Rehabilitation Act of 1973, as amended).
4. Code of Federal Regulations, 34 CFR parts 300 and 301.
5. Code of Federal Regulations, 24 CFR Part 104.

##### B. S.C. Code, 1976, as amended

1. Section 59-19-90(3) – Gives district trustees authority to prescribe rules of pupil conduct, including provisions for suspension or dismissal of those failing to comply with such rules.
2. Section 59-63-210, et seq. – Grounds for suspension, expulsion or transfer.
3. Section 59-63-235 – District must expel student.
4. Section 59-63-240 – Expulsion hearings – times, procedures, legal rights appeals.

##### C. S.C. Supreme Court:

1. Davis v. The School District Greenville County, 374 S.C. 29, 647 S.E.2d 219 (S.C. 2007).