

**BOARD OF EDUCATION SUMMARY REPORT**

**DIVISION:** Student and Family Services

**SUBMITTED BY:** Chien Wu-Fernandez, Associate Superintendent Student and Family Services

**SUBJECT:** Expulsion Update

**PRIORITY/GOAL:** 3.0 Priority: To create a safe and positive school climate.  
3.1 Provide a safe learning environment by improving school climate through the development of programs and services that support student needs.

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**HISTORY/BACKGROUND**

The Hayward Unified School District Board of Education has requested a quarterly report to review actions the Board has taken in the current school year with relation to student discipline.

**PURPOSE OF PRESENTATION**

Review of 2018-2019 Academic School Year Quarterly Summary of Expulsion cases acted on by the School Board – through Second Quarter (July 1, 2018 – January 24, 2019)

**Admission**

Grade	Charges	Action
10	48900 C Possessed, sold furnished or been under the influence of any controlled substance, alcoholic beverage, intoxicant 48915 C3 Unlawfully selling a controlled substance	Admit with No Conditions

**Reinstatement**

Grade	Charges	Action
6	48900 B Possessed, sold, furnished any firearm, knife, explosive or other dangerous object 48915 a1B Possessing any knife, explosive or other dangerous object 48915 C 2 Brandishing a knife at another person	Reinstate
8	48900 A 1 Caused, attempted, threatened physical injury to another person 48900 A 2 Willfully used force or violence upon the person of another, except in self-defense 48900 K Disrupted school activities or willfully defied valid authority of school personnel 48915 a1A Causing serious physical injury to another person except in self defense	Reinstate
10	48900 C Possessed, sold furnished or been under the influence of any controlled substance, alcoholic beverage, intoxicant 48915 C3 Unlawfully selling a controlled substance	Reinstate

**Reinstatement (cont.)**

11	48900 B Possessed, sold, furnished any firearm, knife, explosive or other dangerous object 48900 E Committed or attempted to commit robbery or extortion 48900.4 Student intentionally engaged in harassment, threats or intimidation creating an intimidating or hostile educational environment 48915 a1B Possessing any knife, explosive or other dangerous object 48915 a1D Robbery or extortion 48915 C 2 Brandishing a knife at another person	Reinstate
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**Suspended Expulsions**

Grade	Charges	Action
12	48900 N Committed or attempted to commit a sexual assault as defined in Penal Code 261,266, 286, 288, 288a, 289, or committed a sexual battery as defined by Penal Code 243.4 48900.2 Committed sexual harassment as defined in Education Code section 212.5 considered by a reasonable person of the same gender as the victim to be severe or pervasive to have a negative impact on the individual’s academics or as to create an intimidating, hostile or offensive educational environment 48915 C 4 Committing/attempting to commit a sexual assault or committing a sexual battery as defined in EC 48900 N	Suspended Expulsion
11	48900 A 1 Caused, attempted, threatened physical injury to another person 48900 A 2 Willfully used force or violence upon the person of another, except in self-defense 48915 a1A Causing serious physical injury to another person except in self defense	Suspended Expulsion
4	48900 B Possessed, sold, furnished any firearm, knife, explosive or other dangerous object 48915 a1B Possessing any knife, explosive or other dangerous object	Suspended Expulsion

**Full Expulsions**

Grade	Charges	Action
11	48900 A 1 Caused, attempted, threatened physical injury to another person 48900 A 2 Willfully used force or violence upon the person of another, except in self-defense 48915 a1A Causing serious physical injury to another person except in self defense 48915 a1E Assault or battery, as defined by Sections 240 and 242 of the Penal Code, upon any school employee	Full Expulsion
11	48900 A 1 Caused, attempted, threatened physical injury to another person 48900 A 2 Willfully used force or violence upon the person of another, except in self-defense 48915 a1A Causing serious physical injury to another person except in self defense 48915 a1E Assault or battery, as defined by Sections 240 and 242 of the Penal Code, upon any school employee	Full Expulsion
10	48900 A 1 Caused, attempted, threatened physical injury to another person 48900 A 2 Willfully used force or violence upon the person of another, except in self-defense 48915 a1A Causing serious physical injury to another person except in self defense 48915 a1E Assault or battery, as defined by Sections 240 and 242 of the Penal Code, upon any school employee	Full Expulsion
10	48900 A 1 Caused, attempted, threatened physical injury to another person 48900 A 2 Willfully used force or violence upon the person of another, except in self-defense 48915 a1A Causing serious physical injury to another person except in self defense	Full Expulsion

**Full Expulsions (cont.)**

9	48900 N 48900.2 48915 C 4	Committed or attempted to commit a sexual assault as defined in Penal Code 261,266, 286, 288, 288a, 289, or committed a sexual battery as defined by Penal Code 243.4 Committed sexual harassment as defined in Education Code section 212.5 considered by a reasonable person of the same gender as the victim to be severe or pervasive to have a negative impact on the individual's academics or as to create an intimidating, hostile or offensive educational environment Committing/attempting to commit a sexual assault or committing a sexual battery as defined in EC 48900 N	Full Expulsion
10	48900 A 1 48900 A 2 48900 B 48915 a1A 48915 a1B	Caused, attempted, threatened physical injury to another person Willfully used force or violence upon the person of another, except in self-defense Possessed, sold, furnished any firearm, knife, explosive or other dangerous object Causing serious physical injury to another person except in self defense Possessing any knife, explosive or other dangerous object	Full Expulsion
10	48900 A 1 48900 B 48915 a1B 48915 C 2	Caused, attempted, threatened physical injury to another person Possessed, sold, furnished any firearm, knife, explosive or other dangerous object Possessing any knife, explosive or other dangerous object Brandishing a knife at another person	Full Expulsion

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**RECOMMENDATION**

This item is informational, no Board action is required.