

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.

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 Third Quarter (January 25, 2019 – March 29, 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	Reinstatement
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	Reinstatement
9	48900 C Possessed, sold, furnished or been under influence of any controlled substance, alcoholic beverage, intoxicant 48900 J Unlawfully possessed, offered, arranged/negotiated to sell any drug paraphernalia. (Section 11014.5 of the Health and Safety Code). 48915 a1C Unlawful possession of any controlled substance except for the first offense of possession of not more than one avoirdupois ounce of marijuana 48915 C 3 Unlawfully selling a controlled substance	Reinstatement
9	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 T Aiding or abetting, as defined in section 31 of the Penal Code, the infliction or attempted infliction of physical injury to another 48900.4 Student intentionally engaged in harassment, threats or intimidation creating an intimidating or hostile educational environment.	Reinstatement
9	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 I Committed obscene act or engaged in habitual profanity / vulgarity 48900.4 Student intentionally engaged in harassment, threats or intimidation creating an intimidating or hostile educational environment. 48915 a1E Assault or battery, as defined by Sections 240 and 242 of the Penal Code, upon any school employee	Reinstatement

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
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 B Possessed, sold, furnished any firearm, knife, explosive or other dangerous object 48915 a1B Possessing any knife, explosive or other dangerous object	Full Expulsion
8	48900 C Possessed, sold, furnished or been under influence of any controlled substance, alcoholic beverage, intoxicant 48915 a1C Unlawful possession of any controlled substance except for the first offense of possession of not more than one avoirdupois ounce of marijuana 48915 C 3 Unlawfully selling a controlled substance	Full Expulsion
9	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	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 48900 B Possessed, sold, furnished any firearm, knife, explosive or other dangerous object 48915 a1A Causing serious physical injury to another person except in self defense 48915 a1B Possessing any knife, explosive or other dangerous object	Full Expulsion
10	48900 A 1 Caused, attempted, threatened physical injury to another person 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	Full Expulsion

RECOMMENDATION

This item is informational, no Board action is required.