

**ORDER FOR MANDATORY EXPULSION FOR FIREARM VIOLATION  
(For a Student Under Ten Years of Age)**

*When a student is placed in a disciplinary alternative education program (DAEP) or expelled, the campus behavior coordinator is required by law to promptly contact the parent or guardian by telephone or in person and make a good faith effort to provide written notice of the disciplinary action to the student, on the day the action is taken, for delivery to the student's parent or guardian. See FO(LEGAL).]*

Date: \_\_\_\_\_

VIA CERTIFIED MAIL /  
RETURN RECEIPT REQUESTED

Name of parent or guardian: \_\_\_\_\_

Address of parent or guardian: \_\_\_\_\_

---

*[If the period of an expulsion is inconsistent with the guidelines included in the Student Code of Conduct (SCOC), the order must give notice of the inconsistency.]*

Re: Expulsion Hearing—\_\_\_\_\_ (student's name)

Dear \_\_\_\_\_ (name of parent or guardian):

This letter is to inform you that on the basis of the evidence presented at the expulsion hearing held on \_\_\_\_\_ (date of original hearing before the Board or position designated by the Board in the District's Code of Conduct), the \_\_\_\_\_ (Board of Trustees or position designated by the Board in the District's Code of Conduct) has decided to expel \_\_\_\_\_ (student's name) for a period of one calendar year (365 days) for bringing a firearm to school in violation of Section 37.007(e) of the Texas Education Code. Because the student is younger than ten years of age, the District will provide educational services to the student in the District's disciplinary alternative education program (DAEP). In making this decision, the District considered factors relating to the violation, such as self-defense, intent or lack of intent at the time the student engaged in the conduct, disciplinary history, or a disability that impairs the student's capacity to appreciate the wrongfulness of the conduct.

Attached is a description of the DAEP and any special rules the student will be expected to follow while assigned there.

DATE ISSUED: 08/06/2020

STUDENT DISCIPLINE  
EXPULSION

FOD  
(EXHIBIT)D

*[Include the following paragraph to reflect District practice regarding transportation of students temporarily assigned to campuses other than the campus to which they are usually assigned.]*

The District \_\_\_\_\_ (will or will not) provide transportation for the student to the DAEP. (If the District does not provide transportation to the DAEP, include the next sentence.) It is your responsibility to ensure that the student arrives at the DAEP at the prescribed time.

*[Also, include a statement indicating whether meals will be available at the DAEP or if the student must bring a lunch.]*

If you wish, you may schedule a conference with me to discuss the student's placement in the DAEP. You may schedule this conference by calling \_\_\_\_\_ (name of principal or designee and telephone number).

If you wish to request a review of this decision, please refer to the attached local policy (attach policy).

\_\_\_\_\_ (student's name) will attend the DAEP until the period of removal specified herein is served.

*[Use the following paragraph if the expulsion hearing was made by the Board of Trustees or other Board designee.]*

The decision of the Board of Trustees or other Board designee may be appealed by *trial de novo* to a district court of Ector County, the county in which the District's central administration office is located.

A copy of this order will be delivered to the authorized officer of the juvenile court in the county in which \_\_\_\_\_ (student's name) resides. In addition, the District has notified law enforcement authorities of the offense pursuant to Texas Education Code Section 37.015(a). *[The District should confirm whether the offense for which the student was expelled is to be reported to law enforcement under Section 37.015(a).]* The District will also notify each teacher with whom \_\_\_\_\_ (student's name) has regular contact. This information will remain confidential to the extent permitted by law.

If you have any questions regarding this matter, please call my office at

\_\_\_\_\_ (telephone number).

Sincerely,

\_\_\_\_\_

DATE ISSUED: 08/06/2020

FOD(EXHIBIT)-REM

PAGE 2 OF 3

Ector County ISD  
068901

STUDENT DISCIPLINE  
EXPULSION

FOD  
(EXHIBIT)D

*(Superintendent of Ector County Independent School District or position of other individual designated by the Board)*

cc: Juvenile Court

cc: \_\_\_\_\_ *(appropriate police department)*

DATE ISSUED: 08/06/2020

FOD(EXHIBIT)-REM

PAGE 3 OF 3