

## 5135 - Student Expulsion and Suspension

The Board of Trustees may suspend or expel a student from school for up to one year for any reason authorized by the Wyoming Education Code, specifically including, but not limited to:

- continued willful disobedience or open defiance of the authority of school personnel;
- willful destruction or defacing of school property during the school year or any recess or vacation;
- any behavior which in the judgment of the Board of Trustees is clearly detrimental to the education, welfare, safety, or morals of other pupils, including the use of foul, profane or abusive language, or habitually disruptive behavior as defined by W.S. 21-4-306(b);
- torturing, tormenting, or abusing a pupil or in any way maltreating a pupil or a teacher with physical violence;
- possession, use, transfer, carrying, or selling a deadly weapon as defined under W.S.6-1-104(a)(iv), within any school bus as defined by W.S. 31-7102(a)(xi) or within the boundaries of real property used by the district primarily for the education of students in grades kindergarten through twelve (12).
- violation of any District policy, rule, regulation, or handbook provision applicable to student conduct.

The Board delegates to each principal the right to suspend a student from school for not more than ten (10) school days on the grounds listed above. Only the Board may expel or suspend a student for more than ten (10) days.

Prior to suspending a student from school, the principal shall inform the student of the reasons for the suspension and the evidence against him and shall give the student a chance to present his version of the charges against him and to present evidence in his behalf. However, if the student's behavior endangers persons or property or threatens to disrupt the educational program, the student may be suspended immediately. The student will then be given a chance to be heard as soon thereafter as practical, not later than seventy-two (72) hours after the suspension, not counting Saturdays and Sundays. Administration shall make a good faith attempt to notify the student's parents, guardians, or custodians within twenty-four (24) hours of the student's suspension or expulsion and provide the reasons for the suspension or expulsion, using contact

information on record with the school or district. The disciplinarian shall keep a record of the efforts to provide notice under this paragraph and whether the notice was provided successfully.

No student may be suspended for more than ten (10) days or expelled without an opportunity for a hearing, if requested. The hearing shall be held in accordance with the procedures set forth in the Rules of Practice Governing Hearings and Contested Cases. Suspension or expulsion from school shall not be imposed as an additional punishment for offenses punishable under the laws of the State, except where the offense was committed at a school function or is of such a nature that continuation in school would be detrimental to the welfare, safety, or morals of other pupils. No suspension or expulsion shall be for longer than one (1) year

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LEGAL REFERENCE(S): W.S. 21-4-305, W.S. 21-4-306, W.S. 6-1-104, W.S. 31-7-102

CROSS REFERENCE(S): (formerly 5114) 5123.4, 5131.1, 5131.5.

ADMINISTRATIVE REGULATION: