

A student may challenge a long-term suspension approved by the superintendent for violation of board policy, school standards or rules. The student must appeal to the board in writing within three days of receiving the superintendent's decision. The superintendent will inform the board chairperson of the request for an appeal and arrange in a timely manner a hearing before the board. The suspension need not be postponed pending the outcome of the appeal. The hearing will be conducted pursuant to board policy 4370, Student Discipline Hearing Procedures.

The appeal will be on the superintendent's decision and on the record made in any prior administrative hearing. The board will review the superintendent's decision to determine that (1) there was a reasonable basis for determining that the student engaged in the specified misbehavior; (2) that a board policy, school standard or rule was violated; (3) that the consequence for the violation was reasonable; and (4) procedures required by board policy were followed. The board, at its discretion, may request additional information or evidence.

An adverse decision by the board may be appealed by the student to a court of law, in certain circumstances, as provided by statute.

Legal References: G.S. 115C-45, -47, -276, -391

Cross References: Student Discipline Hearing Procedures (policy 4370)

Adopted: August 28, 2000