

Motion to separate Resolution No. 2017-18: 747 into Resolution No. 2017-18: 747a and Resolution No. 2017-18: 747b made by Commissioner Sheppard and seconded by Commissioner Funchess. Motion carries 7-0.

Resolution No. 2017-18: 747a

By Member of the Board Commissioner Hallmark

Whereas, the NYS Education Law 8 NYCRR § 100.2(l)(2)(i) requires that school districts adopt and enforce a code of conduct for the maintenance of order on school property and at school functions; and

Whereas, school districts may impose discipline for violations of their student disciplinary code, as long as it is proportionate to the severity of the offense involved; and

Whereas, while NYS Education Law § 3214(3)(c)(1) requires the Superintendent of Schools to conduct a disciplinary hearing for a long-term suspension and determine the appropriate discipline, the law also allows a student to appeal the long-term suspension decision to the local school board; therefore be it

Resolved, that the Board of Education formally accepts the following decisions on the long-term suspension appeals indicated into record:

<u>Hearing File</u>	<u>Result</u>
228	The Suspension Appeal was confirmed in part. The student was deemed guilty of the charges, but the penalty may be reduced if the student voluntarily participate in restorative coaching and cyberbullying counseling. If so, the student may return to school on April 16, 2018. Should the student choose not to do so, the suspension term will stand and the student may return to school on September 5, 2018
232	The Suspension Appeal was upheld. The student was deemed guilty of the charges, and no penalty changes were warranted. The student may return to school on April 16, 2018.
355	The Suspension Appeal was confirmed in part. The student was deemed guilty of the charges, but the penalty was reduced. The student may return to school on April 16, 2018.

**Seconded by Member of the Board Vice President Powell
Adopted 6-1 with Commissioner Sheppard dissenting**

Resolution No. 2017-18: 747b

By Member of the Board Vice President Powell

Whereas, the NYS Education Law 8 NYCRR § 100.2(l)(2)(i) requires that school districts adopt and enforce a code of conduct for the maintenance of order on school property and at school functions; and

Whereas, school districts may impose discipline for violations of their student disciplinary code, as long as it is proportionate to the severity of the offense involved; and

Whereas, while NYS Education Law § 3214(3)(c)(1) requires the Superintendent of Schools to conduct a disciplinary hearing for a long-term suspension and determine the appropriate discipline, the law also allows a student to appeal the long-term suspension decision to the local school board; therefore be it

Resolved, that the Board of Education formally accepts the following decisions on the long-term suspension appeals indicated into record:

<u>Hearing File</u>	<u>Result</u>
194	The Suspension Appeal was upheld. The student was deemed guilty of the charges, and no penalty changes were warranted. The student may return to school on April 16, 2018.
265	The Suspension Appeal was confirmed in part. The student was deemed guilty of the charges, but the penalty was reduced. The student may return to school on April 16, 2018.
318	The Suspension Appeal was confirmed in part. The student was deemed guilty of the charges, but the penalty was reduced. The student may return to school on April 16, 2018.
350	The Suspension Appeal was confirmed in part. The student was deemed guilty of the charges, but the penalty was reduced. The student may return to school on April 16, 2018.

Seconded by Member of the Board Commissioner Hallmark
Adopted 7-0