

Resolution No. 2018-19: 476

By Member of the Board Commissioner LeBron

Whereas, the NYS Education Law 8 NYCRR § 100.2(1)(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:

Hearing File

Result

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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 December 3, 2018.

**Seconded by Member of the Board Commissioner Funchess
Adopted 6-0 with Commissioner Hallmark absent**