

ENROLLMENT, STUDENT SUSPENDED OR REMOVED FROM ANOTHER DISTRICT OR ADJUDICATED OR CONVICTED, SEEKING ENROLLMENT IN EPS

The Board of Education of the Edmond School District, in the interest of maintaining a suitable educational environment, student discipline and the safety and well-being of all students and employees, adopts the following policy regarding the enrollment or the approval of a transfer of any student who is under suspension from another school (public or private) and excluding certain students from the regular school setting.

A. Students Suspended By Another School

The Edmond School District will prohibit any student who is under an out of school suspension from another school (public or private in-state or out-of state) for a violent act or an act showing deliberate or reckless disregard for the health or safety of faculty or other students from enrolling in the School District (hereafter the "Prohibition Term"). This prohibition includes students who establish or attempt to establish a bona fide residency within the School District either before or during their suspension from another school.

Any student subjected to a Prohibition Term pursuant to this policy may appeal that decision to the Superintendent or his/her designee by requesting such an appeal within ~~(48)~~ hours of the student's notice of the decision. Any student dissatisfied with the decision of the Superintendent or his/her designee may appeal that decision to the Board of Education by requesting such an appeal within 48 hours of the student's notice of the decision. Student appeal requests to the Superintendent and to the Board must be made in writing to the Superintendent. Failure to timely appeal a decision imposing a Prohibition Term waives all rights to further challenge such decision. On appeal, both the Superintendent or his/her designee and the Board of Education will consider the following issues: (1) whether the student is under suspension from another school and (2) the reason for the suspension.

If the student was suspended from another school for a violent act or an act showing deliberate or reckless disregard for the health or safety of faculty or other students, then the Prohibition Term will be upheld. The student will be eligible to enroll following the expiration of the Prohibition Term, except as otherwise provided in Section C. of this Policy.

B. Students Seeking A Transfer

The Edmond School District will not approve a transfer of any student who is under suspension from another public school district at the time of the student's proposed transfer.

C. Students Adjudicated, Convicted or Removed From School By Administrative Or Judicial Process

The Edmond School District will not provide education services in the regular school setting to any student who has been adjudicated as a delinquent or convicted as an adult of an offense defined Oklahoma law as an exception to a nonviolent offense or who has been removed from a school (public or private) by administrative or judicial process for a violent act or an act showing deliberate or reckless disregard for the health or safety of faculty or other students, until the School District determines that the student no longer poses a threat to him/herself, other students or faculty. Until the School District determines that the student no longer poses a threat to him/herself, other students or faculty, the School District will provide education services to the student through an alternative school setting, home-based instruction or other appropriate setting.

Any student excluded from the regular school setting pursuant to this policy may appeal that decision to the Superintendent or his/her designee by requesting an appeal within 48 hours of the student's notice of the decision. Any student dissatisfied with the decision of the Superintendent or his/her designee may appeal that decision to the Board of Education by requesting such an appeal within 48 hours of the student's notice of the decision. Such appeal requests to the Superintendent and to the Board must be made in writing to the Superintendent. Failure to timely appeal a decision excluding a student from the regular school setting waives all rights to further challenge such decision.

On appeal, both the Superintendent or his/her designee and the Board of Education will consider the following issues: (1) whether the student has been (a) adjudicated as a delinquent or convicted as an adult of an offense defined in Oklahoma law as an exception to a nonviolent offense or (b) has been removed from school by administrative or judicial process for a violent act or an act showing deliberate or reckless disregard for the health or safety of faculty or other students; and (2) whether student poses a threat to him/herself, other students or faculty. If the answers to (1) (a) or (b) and (2) are in the affirmative, the student's exclusion from the regular school setting will be upheld. If the answer to either (1) (a) and (b) or (2) is in the negative, the student will be immediately eligible to return to the regular school setting.

The provisions of Section C. of this Policy do not apply to students identified as "disabled" under the Individuals with Disabilities Education Act or the Rehabilitation Act of 1973. In changing the placement of such students, the School District will follow state and federal law and regulations.