

CE NOTICE -- PROPOSAL TO EXPEL (91-186 school days) AND NOTICE OF HEARING

Student has has not been immediately short-term suspended for ____ days on _____ to allow time to issue this notice and conduct a formal hearing.

1. Pupil's Name (Last) _____ (First) _____ (Middle Initial) _____
 2. Date of Birth _____ PIF No. _____ Sex: Male Female
 3. School _____ School Code _____ Division _____ Grade _____
 4. Race: American Indian Asian Black Hispanic Multiracial White
 5. Parent or Legal Guardian _____
 6. Home Address _____ Zip _____ Telephone _____

7. It is proposed that this student be expelled:
 For _____ days;
 For the remainder of the school year;
 For 186 school days;
 For one calendar year

8. NOTICE OF HEARING. The student will be afforded a hearing on the proposed extended suspension (or expulsion) on the _____ day of _____, 20____ (not later than ten days from the date of this notice) at _____ o'clock, _____ m., at _____ before the district appointed hearing officer.

9. The student is charged with the following offense(s):

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| <p>1000—ASSAULT</p> <p>____ 1010 Battery</p> <p>____ 1020 Sexual assault</p> <p>____ 1030 Fighting</p> <p>____ 1099 Violent act against a student</p> <p>____ 1099 Violent act against a staff member</p> <p>1200—WEAPONS</p> <p>____ Possession of a weapon (board definition)</p> <p>____ 1210 Use of a weapon</p> <p>____ Possession of a Weapon (federal or state definition)</p> <p>____ 1299</p> <p>2000--THREATS</p> <p>____ 2000 Threats (non-bullying)</p> <p>____ 2010 Intimidation</p> <p>____ 2015 Bullying—physical</p> <p>____ 2016 Bullying—verbal</p> <p>____ 2017 Cyberbullying</p> <p>____ 2018 Bullying—relational</p> <p>____ 2020 Discriminatory Harassment</p> <p>____ 2030 Sexual Harassment</p> <p>____ 2080 School Threat</p> <p>____ 2099 Extortion</p> <p>____ 2099 Discriminatory Remarks</p> | <p>2100—ALCOHOL RELATED</p> <p>____ 2120 Alcohol Possession</p> <p>____ 2140 Alcohol Use</p> <p>____ 2160 Alcohol Sale/Solicitation</p> <p>2300—DRUG RELATED</p> <p>____ 2310 Marijuana Possession</p> <p>____ 2320 Marijuana Use</p> <p>____ 2330 Marijuana Sale/Solicitation</p> <p>____ 2340 Possession of Illicit Drugs</p> <p>____ 2350 Use of Illicit Drugs</p> <p>____ 2360 Sale/Solicitation of Illicit Drugs</p> <p>2500—TOBACCO RELATED</p> <p>____ 2510 Tobacco Possession</p> <p>____ 2530 Tobacco Use</p> <p>3000—ARSON</p> <p>____ 3000 Arson</p> <p>Other statutory causes:</p> <p>____ 1000 Commission of misdemeanor on campus or at a school activity</p> <p>____ 1000 Commission of felony, on or off campus</p> <p>Other: (specify) _____</p> | <p>3300—BEHAVIOR</p> <p>____ 3320 Academic Misconduct</p> <p>____ 3330 Disruptive Behavior</p> <p>____ 3360 Use of obscenity/profanity</p> <p>____ 3380 Insubordination</p> <p>____ Failure to serve disciplinary consequences</p> <p>____ 3385 Unruly conduct on school transportation</p> <p>____ 3399 Gang-Related Behavior</p> <p>4000—THEFT</p> <p>____ 4000 Theft/Stealing</p> <p>4200—TRESPASSING</p> <p>____ 4200 Trespassing</p> <p>4400—VANDALISM</p> <p>____ 4410 Vandalism --School Property</p> <p>____ 4450 Vandalism—Personal Property</p> <p>5000—INAPPROPRIATE COMPUTER USE</p> <p>____ 5000 Inappropriate Computer Use</p> |
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10. Names of witnesses and explanation of evidence school authorities will present against student (use additional sheet if necessary):

11. The specific rules and regulations of the Board of Education of USD 501 (Policy 8125) governing suspensions and expulsions appears in the Student Handbook of Board of Education Policies and Administrative Regulations which were distributed at enrollment and is available on-line at <http://www.topekapublicschools.net/assets/Students/TPS-student-handbook-en.pdf>. If you need an additional copy, please contact the building principal. A copy of the statutes of the State of Kansas applicable to student suspensions and expulsions is attached to this notice.

12. STUDENTS ARE NOT ALLOWED ON SCHOOL GROUNDS OR AT A USD 501 SPONSORED ACTIVITY DURING THE TERM OF THEIR SUSPENSION.

13. PLEASE NOTE - Violations involving possession of weapons (federal and state definition), drugs or acts which are substantially likely to have resulted in serious bodily injury to others will be reported to law enforcement and may result in suspension of driving privileges for one year. Pursuant to Kansas law, failure of the student and the student's parent or guardian to attend any hearing provided for in this notice will result in a waiver of the student's opportunity for a hearing.

Signature: _____ Date: _____
 (Authorized school official) (Date of mailing or personal delivery to student and parent(s))

Level II Offenses

CODE	TITLE—DEFINITION
1010	BATTERY—touching or striking another person against his or her will; intentionally causing bodily harm to an individual
1020	SEXUAL ASSAULT—Engaging in sexual act(s) against a person's will or with a victim incapable of consent; rape; indecent liberties; child molestation
1030	FIGHTING—Mutual participation in an incident involving physical violence; no major injury
1099	VIOLENT ACT AGAINST STUDENT - fighting, involving two or more participants resulting in or causing an injury requiring medical treatment; used a weapon to threaten or injure another.
2000	THREATS (NON-BULLYING)—Actions causing fear or harm without physical attack, whether or not repeated or persistent
2010	INTIMIDATION - language or conduct that frightens, discourages, or inhibits another person.
2015	BULLYING—PHYSICAL—Intentional and repeated use of overt bodily acts (e.g., tripping, shoving, punching or destroying property) to gain power over peers
2016	BULLYING—VERBAL—Intentional and repeated use of name calling, taunting, threatening, belittling or other abusive remarks to gain power over peers
2017	CYBERBULLYING—Use of an electronic communication device to bully
2018	BULLYING—RELATIONAL—Systemic diminishment of a targeted student's sense of self with the goal of hurting or diminishing their standing with peers
2020	DISCRIMINATORY HARASSMENT—Unwelcome remarks or behavior based on a student's race, religion, disability, gender, sexual orientation, gender expression, gender identity or ethnic heritage that is severe, persistent or pervasive enough to create a intimidating or hostile learning environment
2030	SEXUAL HARASSMENT - Unwelcome sexual remarks or advances, requests for sexual contact or favors, or other physical, verbal or graphic conduct that is severe, persistent or pervasive enough to create a intimidating or hostile learning environment
2080	SCHOOL THREAT—Any threat (verbal, written or electronic) by a person to bomb or use other devices for the purpose of exploding, burning or causing damage to school property or harm to students or staff
2099	DISCRIMINATORY REMARKS—Repeated use of language or conduct that slurs another person's race, religion, disability, gender, sexual orientation, gender expression, gender identity or ethnic heritage.
2120	ALCOHOL POSSESSION - Possession with intent to consume an alcoholic beverage at school
2140	ALCOHOL USE—Use or consumption, or being under the influence of alcoholic beverages at school
2310	MARIJUANA POSSESSION -Possession with the intent to use marijuana at school
2320	MARIJUANA USE-- Use, consumption or being under the influence of marijuana at school
2340	POSSESSION OF ILLICIT DRUGS--Possession with the intent to use narcotics or drugs at school
2350	USE OF ILLICIT DRUGS--Use, consumption or being under the influence of narcotics or drugs at school
2510	TOBACCO POSSESSION IN UNAUTHORIZED PLACES - Possession of tobacco products by students under 18 years of age at school
2530	TOBACCO USE-- Use of tobacco products at school
3330	DISRUPTIVE BEHAVIOR--UNRULY CONDUCT THAT DISRUPTS SCHOOL - Any behavior that disrupts the normal operation of school or school activities
3380	INSUBORDINATION--OPEN DEFIANCE - Resisting, challenging, or opposing a teacher, administrator or other authorized school personnel in the performance of their duty
3385	FAILURE TO SERVE DISCIPLINARY CONSEQUENCES - Refusal or failure to serve detention, in-school suspension or Saturday School after being duly notified that such discipline has been imposed.
3399	UNRULY CONDUCT ON SCHOOL TRANSPORTATION - Any behavior that disrupts the normal operation of a school bus or other school transportation; failure to comply with authorized school transportation regulations
3399	GANG-RELATED ACTIVITY—Committing an act that furthers gangs or gang-related activity
4000	THEFT/ STEALING - Using or taking property of another person or school district property without rightful ownership or permission.
4410	VANDALISM—SCHOOL PROPERTY - intentional conduct resulting in the destruction of or damage to school district property.
4450	VANDALISM -PERSONAL PROPERTY- intentional conduct resulting in the destruction of or damage to the property of another person.
5000	INAPPROPRIATE COMPUTER USE—Any violation of the district's acceptable use of computers, use of electronic communication devices or other computer policies
1000	COMMISSION OF A MISDEMEANOR AT SCHOOL—Commission of any misdemeanor not specifically set forth in this policy

Level III Offenses

CODE	TITLE—DEFINITION
1099	VIOLENT ACT AGAINST STAFF - Staff struck while breaking up a fight; assault/battery against staff; used a weapon to threaten or injure staff; or caused an injury to staff requiring medical treatment.
1210	POSSESSION OF A WEAPON (BOARD DEFINITION) - Possessing or transmitting any device, object or substance that, in fact or under the circumstances, can reasonably be considered sufficient to cause serious harm.
1230	USE OF A WEAPON—Using any weapon, as defined by the Board or state and federal statutes, at school
1299	POSSESSION OF A WEAPON (FEDERAL AND STATE DEFINITIONS) - Possession of a weapon, including firearms, as defined by federal and state law, at school.
2099	EXTORTION - Obtaining or attempting to obtain money or property by violence or threat of violence.
2160	ALCOHOLIC BEVERAGES—SALE/SOLICITATION - Selling, purchasing, or possessing alcoholic beverages with the intent to sell at school
2330	MARIJUANA SALE/SOLITITATION— Selling, purchasing, or possessing alcoholic beverages with the intent to sell at school
2360	SALE/SOLICITATION OF ILLICIT DRUGS-- Selling, purchasing, or possessing alcoholic beverages with the intent to sell at school
3000	ARSON—Causing unlawful and intentional damage to a school or personal property through the use of fire or an incendiary device
1000	COMMISSION OF A FELONY, ON OR OFF CAMPUS