

<b>Associated School Boards of South Dakota</b>	<b>NEPN Code: JGD-E(3)</b>
<b>Policy Reference Manual</b>	

**STUDENT SUSPENSION AND EXPULSION  
FINDINGS OF FACT**

In the matter of the Proposed Expulsion (Suspension) or \_\_\_\_\_ DECISION

THE ABOVE ENTITLED MATTER coming on for hearing on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_ .m., before the School Board of \_\_\_\_\_ School District, all members present. President of the Board presiding, and the Board being represented by \_\_\_\_\_, their attorney; and \_\_\_\_\_ appearing in person with his/her parents, \_\_\_\_\_, and by their attorney, \_\_\_\_\_; and the Board having heard the testimony and having examined and discussed the evidence offered by the witnesses and the matter having been submitted to the Board for decision, the Board does hereby make its decision, (one member dissenting,) to expel (suspend) \_\_\_\_\_ from any further attendance at \_\_\_\_\_ for \_\_\_\_\_ days based upon the following Findings of Fact:

**FINDINGS OF FACT**

1. The \_\_\_\_\_ School Board finds that \_\_\_\_\_ was (in possession of a lit cigarette on \_\_\_\_\_, 20\_\_\_\_, at approximately 9:40 a.m. within the confines of the men's toilet in the \_\_\_\_\_ School.)
2. The \_\_\_\_\_ School Board finds that said conduct by \_\_\_\_\_ was in violation of the \_\_\_\_\_ School District's policy (prohibiting smoking by students in school buildings.)
3. The \_\_\_\_\_ School Board finds that said action constituted a (second) violation of said Board policy.
4. The \_\_\_\_\_ School Board finds that \_\_\_\_\_ and his/her parents, \_\_\_\_\_ had been given notice of the punishment to be recommended upon a (second) violation.

Dated at \_\_\_\_\_, South Dakota, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_ (President, School Board)

Adopted: 1/1/2007  
 Revised:  
 Reviewed:2/9/2012

*ASBSD sample exhibits are intended to be a guide for school districts. As is the case with any exhibit, a local school district's unique circumstances, challenges and opportunities need to be considered.*