



**Policy:** JKE  
**Subject:** Expulsion of Students

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## Policy

The Red River Valley School Division Board of Trustees, in accordance with the Public Schools Act, may expel any student, who upon investigation, is found to be guilty of conduct injurious to the welfare of other students and/or staff.

## Protocol

1. School boards must ensure that a student's special needs, if any, are taken into account when deciding to expel a student.
2. A parent or legal guardian has the right to accompany his or her child and assist him or her to make representations to the school board before a decision is made to expel the child.
3. The expelled student may not attend any school operated by the school division until such time as the board rescinds the expulsion.
4. Despite being expelled, a school board must ensure that educational programming is made available to a person **under the age of 18** who is otherwise entitled to attend a school in the division as set out in Section 259 of the *Public Schools Act*. Educational programming may include an alternative program, a formalized home study arrangement or other accommodations.

## Procedure

1. The Principal shall recommend expulsion on the basis that the student's conduct is so unmanageable that his/her presence is injurious to the physical or mental well-being of others in the school and on the basis that other disciplinary measures, including suspension, are appropriate or have been exhausted (unless extreme circumstances require immediate and serious action).
2. The principal shall discuss the recommendation for expulsion with the Superintendent & CEO.
3. The Superintendent & CEO will consider the recommendation and examine all relevant records and make a decision whether or not to support the principal's recommendation for expulsion. The Superintendent & CEO may review the facts with other appropriate personnel.

**In those cases in which the Superintendent & CEO supports the recommendation for expulsion:**

1. The Superintendent & CEO shall arrange for delivery of a letter of notification to the student and parent/legal guardian and informing them of their right to make a presentation to the school board before a decision is made to expel.
2. The Superintendent & CEO will proceed to have the recommendation for expulsion presented to the Board at the earliest possible time and confirm the date and time of the hearing (if requested) which will be conducted during an in-camera session of the Board.
3. Notwithstanding that the student's expulsion hearing may still be pending, the student may be suspended from school, for a maximum of six weeks from the date of the initial recommendation to expel until the date of the presentation to the Board.
4. Expulsion will be by resolution of the Board.
5. Written application for re-entry shall be prepared by the parent/legal guardian and submitted to the Superintendent & CEO, who will then make arrangements for a presentation to the Board.
6. The principal may establish conditions for re-entry, including a requirement that the school develop an Individual Education Plan or Behaviour Intervention Plan on behalf of the student.
7. Re-instatement will be by resolution of the Board.