

Obion County Board of Education

Monitoring: Review: Annually, in March	Descriptor Term: <h2 style="margin: 0;">Student Disciplinary Hearing Authority</h2>	Descriptor Code: 6.317	Issued Date: 03/13/14
		Rescinds: 6.317	Issued: 10/01/07

1 A Disciplinary Hearing Authority (DHA) shall conduct appeals for students who have been suspended for more
 2 than ten (10) school days. ¹ The Board shall appoint members to the DHA which shall consist of three (3)
 3 members, (maximum number must not exceed total membership of Board) at least one (1) of whom shall be a
 4 licensed employee of the board, and such appointments are for one (1) year terms and subject to reappointment.
 5 Board members shall not serve on the DHA.

6 The director of schools shall appoint a chairman of the DHA from the members appointed by the Board. The
 7 chairman shall perform the following duties:

- 8 1. Set the time, place and date for each hearing;
- 9 2. Maintain order and structure during each hearing; and
- 10 3. Prepare, sign, and disseminate the minutes of each meeting.

11 The DHA may take the following disciplinary actions: ²

- 12 1. Affirm the decision of the school principal;
- 13 2. Order removal of the suspension unconditionally;
- 14 3. Order removal of the suspension upon such terms and conditions as it deems reasonable; or
- 15 4. Suspend the student for a specified period of time.*

16 The notice of the hearing shall include a statement that, unless the student’s parent or guardian requests an open
 17 hearing in writing within five (5) days of receipt of the notice, the hearing shall be closed to the public. ³

18 * Note: Zero-tolerance offenses as set forth in statute require mandatory calendar year expulsion or assignment
 19 to alternative placement for a calendar year unless modified by the director of schools.

Legal References

1. TCA 49-6-3401 (c)(4)(A)(D)
2. TCA 49-6-3401 (c) (5)
3. TCA 49-6-3401 (c)(6)

Cross References

- Procedural Due Process 6.302
 Suspension/Expulsion/Remand 6.316