

Decatur County Board of Education

Monitoring: Review: Annually, in March	Descriptor Term: Procedural Due Process	Descriptor Code: 6.302	Issued Date: 07/13/17
		Rescinds: 6.302	Issued: 11/13/97

1 Before school authorities administer disciplinary measures, reasonable inquiry shall be made to
 2 determine the truth of what happened.¹ The nature of this inquiry will vary in degree with the
 3 seriousness of the offense and the consequence attached thereto.

4 For minor offenses where corrective measures are taken by the classroom teacher, no formal procedure
 5 is required. An inquiry into the incident to ensure that the offender is accurately identified, that he/she
 6 understands the nature of the offense, and that he/she knew the consequences of the offense for which
 7 he is accused.

8 In case of severe offenses where there is a possibility of suspension, the student shall be advised of the
 9 nature of his/her misconduct, questioned about it, and allowed to give an explanation.²

10 If the principal determines that the offense is of such nature that the student's continued presence
 11 would be detrimental to the school or persons within the school, he/she shall refer the case to the
 12 disciplinary hearing authority.³

Legal References

1. *Ingraham v. Wright*, 430 U.S. 651 (1977)
2. *Goss v. Lopez*, 419 U.S. 565, (1975)
3. TCA 49-6-3401(c)(4)(A)—(B)

Cross References

- Interrogations and Searches 6.303
- Discipline Procedures 6.313
- Disciplinary Hearing Authority 6.317