

# Newport City Board of Education

Monitoring: <b>Review: Annually, in April</b>	Descriptor Term: <b>Procedural Due Process</b>	Descriptor Code: <b>6.302</b>	Issued Date: <b>03/24/03</b>
		Rescinds:	Issued:

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

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

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

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13 If the principal determines that the offense is of such nature that the student's continued presence would  
14 be detrimental to the school or persons within the school, he/she shall refer the case to the disciplinary  
15 hearing authority.<sup>3</sup>

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34 Legal References:

1. *Ingraham v. Wright*, 430 U.S. 651 (1977)
2. *Goss v. Lopez*, 410 U.S. 565, (1975)
3. TCA 49-6-3401(c)(4)(A)

34 Cross References:

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

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