

Hardin County Board of Education

Monitoring: Review: Annually, in April	Descriptor Term: Procedural Due Process	Descriptor Code: 6.302	Issued Date: 11/04/02
		Rescinds:	Issued:

1 Before school authorities administer disciplinary measures, reasonable inquiry shall be made to determine
2 the truth of what happened.¹ The nature of this inquiry will vary in degree with the seriousness of the
3 offense and the consequence attached thereto.²
4

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
8 he is accused.
9

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.
12

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.³
16

17 All disciplinary action taken by either the teacher, the principal, or the Board shall be recorded and kept
18 on file.
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34

Legal References:	Cross References:
1. <i>Ingraham v. Wright</i> , 430 U.S. 651 (1977)	Interrogations and Searches 6.303
2. <i>Goss v. Lopez</i> , 410 U.S. 565, (1975)	Discipline Procedures 6.313
3. TCA 49-6-3401	Disciplinary Hearing Authority 6.317

35
36
37
38
39
40
41