

**AMEND BOARD RULE 6-8****THE GENERAL COUNSEL RECOMMENDS:**

The General Counsel recommends amending Board Rule 6-8 as follows:

**TEXT:**

**Sec. 6-8. Expulsion of Pupils - Cause.** Expulsion for a pupil without a disability is a suspension for a period exceeding ten consecutive school days. Expulsion for a student with a disability is a suspension for a period exceeding ten school days in a school year. For a pupil with a disability, a prior determination that the behavior is unrelated to the pupil's disability is a prerequisite for expulsion. However, in all cases, a free appropriate public education must be made available to all students with disabilities expelled from school. Whenever a pupil in any school is found guilty of gross disobedience, misconduct or other violation of the by-laws, Rules and Regulations of the Board of Education of the City of Chicago, the pupil may be expelled from school. "Gross disobedience, misconduct or other violation of the by-laws, Rules and Regulations of the Board of Education" includes the commission of any criminal offense, behavior which injures persons or property, incidents of verbal disrespect or defiance of the authority of principals, teachers and other school personnel, or other act of conduct detrimental to the good order or discipline of the school as defined in the Uniform Discipline Code. The parents or guardian shall be requested to appear before a hearing officer to discuss the pupil's behavior. Such request shall be made by registered or certified mail and shall state the time, place, and purpose of the hearing.

The hearing officer shall report to the Regional Education Officer a written summary of the evidence taken at the hearing together with the hearing officer's recommendations thereon. For offenses where a Board approved character education program is recommended in lieu of expulsion, the recommendation will be submitted directly to the Chief Education Officer or his designee for approval. If the hearing officer recommends that the pupil be expelled, the hearing officer shall state the reasons for the recommendation and the proposed date upon which the student may return to school. The Regional Education Officer shall recommend to the Chief ~~Executive~~ Education Officer or designee such action upon the summary and recommendations of the hearing officer as the Regional Education Officer deems appropriate. No pupil may be expelled except by the decision of the Chief ~~Executive~~ Education Officer or designee.

Pupils without a disability referred for expulsion whose presence poses a continuing danger to persons or property or an ongoing threat of disrupting the academic process may be immediately reassigned to an alternative school. Procedural safeguards under the Individuals with Disabilities Education Act Amendments of 1997 apply to students with disabilities. (Amended 05-28-75; 04-07-95; 09-24-97; 11-19-97; 11-28-01)

Approved:



**Marilyn F. Johnson**  
General Counsel