

SUSPENSION / EXPULSION APPEAL

R-447.3

Suspension Appeal Process

A student or parent may appeal a suspension by providing a written request for a conference with the Superintendent (or administrative designee) within five (5) days of the commencement of the suspension. It will be the responsibility of the student or family to present the information to support why the suspension should be overturned. The Superintendent will meet with the administrator who assigned the suspension after meeting with the parent to ask any follow up questions or seek additional clarification of the incident that resulted in suspension.

The Superintendent (or designee) will consider

- 1) If the suspension was unfair or unjust
- 2) If the suspension was inappropriate given the nature of the offense

The Superintendent will communicate his or her finding in writing within 15 days of the conference. If the Superintendent overturns the suspension, reference to the suspension on the student's record will be expunged.

The student assigned to suspension shall serve the assigned suspension during the period of appeal.

Expulsion Appeal Process

A student (18 years or older) or parent may appeal an expulsion to the Department of Public Instruction. A written letter of appeal may be sent to the Superintendent of Public Instruction. The letter must include the name of the school district, date of the expulsion, and reason for the appeal. The letter should be sent to:

State Superintendent
Wisconsin Department of Public Instruction
PO Box 7841
Madison, WI 53707-7841

Legal References:

Wisconsin Statutes

- [Section 115.787\(3\)](#) [individualized education program for students with disabilities; positive behavior interventions and supports]
- [Section 118.13](#) [student discrimination prohibited]
- [Section 118.16\(4\)\(c\)](#) [assignment of student to detention/supervised study for truancy]
- [Section 118.164](#) [student removal from class]
- [Section 118.31](#) [staff use of physical force; corporal punishment prohibited]
- [Section 120.13\(1\)](#) [school board power to discipline students, including suspension and expulsion]

Wisconsin Administrative Code

[PI 9.03 \(1\)](#) [student nondiscrimination in student discipline policies]

Federal Laws

[Individuals with Disabilities Education Act](#) [programs and services for students with disabilities, includes requirements related to change of placements]

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