

eAgenda

September 6, 2011 Special (Expulsion) Meeting

THE SCHOOL BOARD OF ST. LUCIE COUNTY

Special (Expulsion) School Board Meeting – September 6, 2011
5:30 p.m.
School Board Room
4204 Okeechobee Road, Fort Pierce, FL 34947

AGENDA

HEARING DISPOSITIONS - EXPULSION

1. [Recommended Order Case Number 11-028](#)

Attachment: Notice for Board - 11-028.pdf (Confidential Item)
Attachment: 11-028.pdf (Confidential Item)

Minutes:

Chairman Kathryn Hensley called the September 6, 2011 Special (Expulsion) Meeting to order at approximately 5:40 p.m. in the School Board Room. Those present were: Chairman Kathryn Hensley (residing in District No. 4), Vice Chairman Carol A. Hilson (residing in District No. 2), Member Debbie Hawley (residing in District No. 1), Member Troy Ingersoll (residing in District No. 5), and Member Donna Mills (residing in District No. 3). Superintendent Micheal J. Lannon and School Board Attorney Daniel B. Harrell also attended the meeting.

Superintendent Lannon informed the Board that the expulsion hearing pertained to a 13 year old student from Dan McCarty 3-8 School (ACH, DOB 08/27/1998) who was charged with a violation of the Code of Student Conduct, Rule G4 - Disruption on Campus - Major. The student was given a due process hearing before a hearing officer on June 8, 2011. A written summary of this hearing was provided for the Board and the student's parents. The recommendation for expulsion was reviewed by the Placement Review Committee on which the Exceptional Student Education Department

is represented. The Committee recommended that expulsion proceedings continue. The student, her grandmother, her great grandmother, and her attorney, Mr. Mark Wilensky, were present during the meeting and were given an opportunity to make a statement. The principal and the hearing officer recommended the student be expelled for the remainder of the 2010-11 school year and the entire 2011-12 school year. The Superintendent recommended the student 's expulsion be held in abeyance so that she could attend the alternative school for the remainder of the 2010-11 school year and the entire 2011-2012 school year.

Following final disposition of the hearing, Chairman Hensley adjourned the September 6, 2011 Special (Expulsion) Meeting at approximately 6:19 p.m.

Motions:

The Superintendent recommended the Board hold the petition for expulsion in abeyance pending re-enrollment of the student for the remainder of the 2011-12 school year, on a probationary basis, at such school site, and under such conditions as the Superintendent determines appropriate, including transfer from an alternative program to a comprehensive school at the end of the first semester if the student demonstrates readiness for the transition. Upon re-enrollment, the student shall be screened for eligibility for special education and related services, and if identified as in need of such services, a comprehensive educational evaluation of the student shall be offered and provided at no expense to the parent. If the student satisfactorily completes the 2011-12 school year under the program of studies determined appropriate for such period, the petition for expulsion shall be deemed withdrawn and denied; otherwise, the Superintendent may re-schedule and re-notice the instant expulsion proceeding for final action by the School Board (Hilson/Ingersoll/Carried 4-1, Mills against due to bullying concern). - PASS

Vote Results

Motion: CAROL HILSON

Second: TROY INGERSOLL

DEBORAH HAWLEY - Aye

KATHRYN HENSLEY - Aye

CAROL HILSON	- Aye
TROY INGERSOLL	- Aye
DONNA MILLS	- Nay

STUDENT WITHDRAWALS

Note: If a person decides to appeal any decision made by the School Board regarding any matter considered at this meeting or hearing, he/she will need a record of the proceedings. For this purpose, an individual should ensure that a verbatim record of the proceedings is made, at his/her own expense, which record includes the testimony and evidence upon which the appeal is to be based (Sec. 286.0105 F. S.). In compliance with ADA requirements, special needs can be reasonably accommodated by contacting the School Board of St. Lucie County at least ten (10) working days prior to the meeting. Contact the Board's Assistant by phone 772-429-3914, fax 772-429-7559., or harrisonc@stlucie.k12.fl.us. Telecommunication Device for the Deaf (TDD) is available at 772-429-3919. This agenda may be amended from time to time on an as needed basis.