

LOUISIANA SCHOOL EXPULSION LAWS

R.S. 17:416(A) (2) (c)

Unless otherwise defined as a permanent expulsion and except as otherwise provided by Subsections B and C of this Section, "expulsion" shall be defined as a removal from all regular school settings for a period of **not less than one school semester**. During an expulsion the superintendent shall place the pupil in an alternative school or in an alternative educational placement.

R.S. 17:416(C) (1)

Upon the recommendation by a principal for the expulsion of any student as authorized by Subsection B hereof, **a hearing shall be conducted** by the superintendent or by any other person designated so to do by the superintendent to determine the facts of the case and make a finding of whether or not the student is guilty of conduct warranting a recommendation of expulsion. Upon the conclusion of the hearing and upon a finding that the student is guilty of conduct warranting expulsion, the superintendent, or his designee, shall determine whether such student shall be expelled from the school system or if other corrective or disciplinary action shall be taken. At said hearing the principal or teacher concerned may be represented by any person appointed by the superintendent. The concerned teacher shall be permitted to attend such hearing and shall be permitted to present information the teacher believes relevant. Until such hearing takes place the student shall remain suspended from the school. At such hearing the student may be represented by any person of his choice.

Note: If the expulsion hearing is not held within 10 school days:

See R.S. 17:416.2. (A)(1) Any student suspended or expelled from school pursuant to the provisions of R.S. 17:416, **shall remain under the supervision of the governing authority of the city, parish, or other local public school system taking such action using alternative education programs for suspended and expelled students.**

G. The provisions of this Section **shall not be applicable to any student suspended for up to ten days.**

R.S. 17:416(C)(2)(d)(i)

Any student expelled from school **may be readmitted on a probationary basis to school at any time during the specified period of expulsion** on such terms and conditions as may be stipulated by the city, parish, or other local public school board and agreed to in writing by the student and by the student's parent or other person responsible for the student's school attendance. Such terms and conditions may include but need not be limited to placing the student in a suitable alternative education program as determined by the school board. However, any such written agreement shall include a provision that upon the school principal or superintendent of schools making a determination that the student has violated any term or condition agreed to, the student shall be immediately removed from the school premises without the benefit of any hearing or other procedure applicable to student suspensions and expulsions. As

soon thereafter as possible, the principal or his designee shall provide verbal notice to the superintendent of schools of any such determination and also shall attempt to provide such verbal notice to the student's parent or other person responsible for the student's school attendance. The principal or his designee also shall provide written notice of the determination and the reasons therefor to the superintendent and to the student's parent or other responsible person.

R.S.17:416 (B)(3)(d)(i)

In addition to any other limitations established by this Subsection on the admission of previously expelled pupils to public elementary and secondary schools in Louisiana, **no pupil who has been expelled** from any public or nonpublic school within or outside the state of Louisiana for possessing on school property or on a school bus a firearm, knife, or other dangerous weapon or instrumentality customarily used or intended for probable use as a dangerous weapon, or for possessing, possessing with intent to distribute, or distributing, selling, giving, or loaning while on school property or on a school bus any controlled dangerous substance governed by the Uniform Controlled Dangerous Substances Law **shall be admitted** to any public elementary or secondary school in the state, or readmitted to any such school on a probationary basis prior to the completion of the minimum period of expulsion as provided in Subsection C of this Section, **until the pupil produces written documentation that he and his parent or legal guardian have enrolled and participated in an appropriate rehabilitation or counseling program related to the reason or reasons for the pupil's expulsion.**

See R.S.17:416 (B) (3) (d) (i) for what rehabilitation or counseling may include.

R.S.17:416(B) (3) (a) (i) and (ii)

(i) No student who has been expelled pursuant to the provisions of this Section **shall be admitted to any public school** in any other parish or city school system in the state **except upon the review and approval of the school board of the school system to which he seeks admittance.** **(ii) No student who has been expelled** from any public or nonpublic school outside the state of Louisiana or any nonpublic school within Louisiana for committing any of the offenses enumerated in this Section **shall be admitted** to any public school in the state **except upon the review and approval of the governing body of the admitting school.**

R.S.17:416(B) (3) (c)

Any student who has been expelled from any public or nonpublic school within or outside the state of Louisiana shall provide to any public school or school system in the state to which the student is seeking admission information on the dates of any expulsions and the reason or reasons for which the student was expelled. Additionally, the transfer of a student's records by any public school or school system in the state to any other public or nonpublic school or school system shall include information on the dates of any expulsions and the reason or reasons for which the student was expelled.