

APPEAL PROCESS FOR CO-AND EXTRA-CURRICULAR ACTIVITIES

Evansville Community Schools recognize the rights of students. The appeal procedure outlined in this policy is the process a student and his/her parents/guardians are to follow when appealing decisions related to Co-Curricular or Extra-Curricular suspensions. Students will remain ineligible during the appeal process. The student and his/her parents/guardians have recourse in the event they believe the alleged offense did not occur or the proper procedures were not followed.

At the beginning of each school year, building principals will be responsible for establishing separate appeal councils for co-curricular and extra-curricular activities, with alternate members suitable for covering the range of activities. Coaches or advisors of the activity in which the student appellant participates will not hear the case. The Appeal Council will be comprised of a principal acting as non-voting chairperson, activities director, one coaching/advising faculty representative, one non-coaching/advising faculty representative, and one student representative.

Appeal Procedure

1. A student and/or his/her parents/guardians may formally appeal the suspension decision in writing to the school administrator or designee within five (5) days of the suspension.
2. The principal will set the date of the hearing. The Appeal Council will conduct the hearing within three (3) school days of receiving the written appeal request, barring extenuating circumstances.
3. The Appeal Council will hear the appeal presented by the student and his/her parents/guardians. The Appeal Council will deliberate and rule on the appeal in private by a majority vote, and communicate the decision within one (1) school day to the student and parents/guardians in person or by phone, barring extenuating circumstances. The hearing decision will be placed in writing and mailed to the student and his/her parents/guardians within five (5) school days.
4. A student and/or his/her parents/guardians may formally initiate a second appeal in writing to the school administrator or designee within three (3) days of the findings from the Appeal Council. A requested second appeal will be before the district administrator. The district administrator will conduct a second hearing within three (3) school days of receiving the written request for a second appeal. The district administrator will hear the appeal presented by the student and his/her parents/guardians. The district administrator will rule on the appeal and communicate the decision to the student(s) and parents/guardians in person or by phone in one (1) school day, barring extenuating circumstances. The district administrator's finding will be placed in writing and mailed to the student and his/her parents/guardians within five (5) school days.
5. If the student and his/her parents/guardians are not satisfied with the findings in the prior appeals, a third appeal may be requested in writing to the school administrator or designee within three (3) days of the findings from the district administrator. A requested third appeal will be added to the business of the next scheduled Board of Education meeting. The Board of Education will hear the appeal presented by the student and his/her parents/guardians. The

Board of Education will deliberate, rule on the appeal by a simple majority vote, and communicate the decision to the student(s) and parents/guardians in person or by phone in one (1) school day barring extenuating circumstances. The Board of Education's finding will be placed in writing and mailed to the student and his/her parents/guardians within five (5) school days.

The provisions as outlined above shall be the sole and exclusive remedy of appeal for students suspended from activities.

Legal Ref.: Sections 118.13 Wisconsin Statutes (Pupil Discrimination Prohibited)

120.12(2)(23) (School Board Duties)

120.13(1) (School Board Powers)

120.44(2) (School Board Powers and Duties)

121.54(7) (Transportation by School Districts)

PI 9.03(1) of the Wisconsin Administrative Code

Local Ref.: Policy #370-The Co-And Extra- Curricular Activities Program

Policy #443.1-Student Conduct and Dress

Student Handbooks