

ASSEMBLY BILL

No. 620

Introduced by Assembly Member Gallegos

February 17, 1995

An act to amend Section 48917 of the Education Code, relating to pupil expulsion.

LEGISLATIVE COUNSEL'S DIGEST

AB 620, as introduced, Gallegos. Pupil expulsion.

Existing law authorizes the governing board of a school district to suspend the enforcement of an order to expel a pupil and assign the pupil to a school, class, or program that is appropriated for the rehabilitation of the pupil.

This bill would allow the rehabilitation program to which the pupil is assigned to provide for the involvement of the pupil's parent in his or her child's education in ways that are specified in the rehabilitation program.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 48917 of the Education Code is
2 amended to read:
3 48917. (a) The governing board, upon voting to
4 expel a pupil, may suspend the enforcement of the
5 expulsion order for a period of not more than one
6 calendar year and may, as a condition of the suspension
7 of enforcement, assign the pupil to a school, class, or

1 program ~~which~~*that* is deemed appropriate for the
2 rehabilitation of the pupil. *The rehabilitation program to*
3 *which the pupil is assigned may provide for the*
4 *involvement of the pupil's parent in his or her child's*
5 *education in ways that are specified in the rehabilitation*
6 *program.*

7 (b) The governing ~~board's~~*board shall apply the*
8 criteria for suspending the enforcement of the expulsion
9 order ~~shall be applied~~ equally to all pupils, including
10 individuals with exceptional needs as defined in Section
11 56026.

12 (c) During the period of the suspension of the
13 expulsion order, the pupil ~~shall be~~*is* deemed to be on
14 probationary status. ~~The~~

15 (d) *The governing board may revoke the suspension*
16 *of an expulsion order under this section may be revoked*
17 *by the governing board upon the pupil's commission of if*
18 *the pupil commits any of the acts enumerated in Section*
19 *48900 or for any violation violates any of the district's rules*
20 *and regulations governing pupil conduct. Upon*
21 ~~revocation of~~*When the governing board revokes the*
22 *suspension of an expulsion order, a pupil may be expelled*
23 *under the terms of the original expulsion order.*

24 (e) Upon satisfactory completion of the rehabilitation
25 assignment of a pupil, ~~the pupil shall be reinstated by the~~
26 *governing board shall reinstate the pupil* in a school of the
27 district. ~~Upon reinstatement, the governing board and~~
28 *may also order the expungement of any or all records of*
29 *the expulsion proceedings.*

30 (f) A decision of the governing board to suspend an
31 expulsion order ~~shall~~ *does* not affect the time period and
32 requirements for the filing of an appeal of the expulsion
33 order with the county board of education required under
34 Section 48919. Any appeal shall be filed within 30 days of
35 the original vote of the governing board.

O

