



DISCIPLINARY ACTION IN CHARTER SCHOOLS

AB-1360: DUE PROCESS REQUIREMENTS

Charter schools are part of the statewide public school system.

AB-1360 supports a fair and just public school system by strengthening existing federal and state laws. Charter schools must have policies and procedures that guarantee all students **DUE PROCESS RIGHTS**. This means that the school's suspension and expulsion policies **MUST** be applied uniformly, regularly, and fairly to address legitimate safety or academic concerns.



SUSPENSIONS

For a suspension of less than 10 days, the school must provide written/oral notice of the charges.

If the student denies the charges, the school must provide:

- An explanation of the evidence used
- An opportunity for the student to present their side of the story



EXPULSIONS

For expulsions, or suspensions of more than 10 days, the school must provide:

- Timely, written notice of the charges
- Explanation of the student's rights
- A hearing with a neutral person
- A decision within a reasonable time

The student has a right to bring legal counsel or an advocate to the hearing to defend their case and present evidence.



INVOLUNTARY TRANSFERS

For involuntarily removals/transfers, the school must provide:

- Written notice of intent to remove at least 5 days before effective date
- Notification of the student's rights

The student has a right to a hearing. If requested, the student cannot be transferred until a decision is reached.

(ALL WRITTEN NOTICES MUST BE IN THE NATIVE LANGUAGE OF THE PARENT OR STUDENT)

WHEN A STUDENT LEAVES THE CHARTER SCHOOL without finishing the school year for ANY reason the school must:

- Notify the superintendent of the student's last known address within 30 days.
- Upon request, provide the school district with the student's school records, including report cards/transcripts, & health information.

WHAT CAN YOU DO IF YOU FIND A VIOLATION??

Parents should check with their county office of education, local school district, and/or charter school for more information on their established procedures to file and resolve complaints.

Parents have the right to file a complaint for violations using the Uniform Complaints Procedures (UCP).