

# Expulsion Appeal Handbook for Parents

*A Complete Discussion of  
the Final Stage of Due Process for  
Expelled Students*

Santa Barbara County  
School Districts



4400 Cathedral Oaks Road  
P. O. Box 6307  
Santa Barbara, California 93160-6307  
Direct Dial: 964-4710  
(805) 964-4711 • FAX: (805) 964-4712



# Santa Barbara County Education Office

4400 Cathedral Oaks Road, P.O. Box 6307, Santa Barbara, California 93160-6307  
(805) 964-4711 • FAX: (805) 967-0088 • Direct Dial: 964-4710, extension 5213

Service and Leadership • [www.sbceo.org](http://www.sbceo.org)

TO: Santa Barbara County Board of Education  
4400 Cathedral Oaks Road  
P. O. Box 6307  
Santa Barbara, CA 93160-6307

ATTENTION: *Fred Razo*  
Division of Child Welfare and Attendance

## Notice of Appeal (Pupil Expulsion)

NOTE: This *Notice of Appeal* must be filed with the Santa Barbara County Board within 30 days following the date of expulsion.

*(Please print or type all material except signature.)*

1. \_\_\_\_\_ 2. \_\_\_\_\_  
Parent Name \_\_\_\_\_ Student Name \_\_\_\_\_
3. \_\_\_\_\_ 4. \_\_\_\_\_  
Street Address \_\_\_\_\_ City \_\_\_\_\_ Zip Code \_\_\_\_\_ Grade \_\_\_\_\_
5. \_\_\_\_\_ 6. \_\_\_\_\_  
School District \_\_\_\_\_ School \_\_\_\_\_
7. Date Local Board Voted to Expel: \_\_\_\_\_  
Month / Day / Year
8. \_\_\_\_\_ 9. \_\_\_\_\_  
Parent Address \_\_\_\_\_ District \_\_\_\_\_
10. \_\_\_\_\_  
Street Address \_\_\_\_\_ City \_\_\_\_\_ Zip Code \_\_\_\_\_
11. \_\_\_\_\_ 12. \_\_\_\_\_  
Guardian \_\_\_\_\_ Phone \_\_\_\_\_
13. \_\_\_\_\_  
Street Address \_\_\_\_\_ City \_\_\_\_\_ Zip Code \_\_\_\_\_
14. \_\_\_\_\_ 15. \_\_\_\_\_  
Attorney (if one has been retained) \_\_\_\_\_ Phone \_\_\_\_\_
16. \_\_\_\_\_  
Street Address \_\_\_\_\_ City \_\_\_\_\_ Zip Code \_\_\_\_\_

17. Parent understanding of reason(s) given by the local board for expulsion: *(Attach copy of notice of expulsion, if possible.)*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The Santa Barbara County Board of Education's review of the respondent district decision shall be the final decision. See *Expulsion Appeal Handbook for Parents* for further explanation. (Please refer to the *Expulsion Appeal Handbook for Parents* for further explanation.)

**(Please use another sheet of paper for additional comments, if necessary. Attach any and all pertinent documentation, if any.)**

1. Explain how the governing board acted without or in excess of its jurisdiction in expelling the pupil. (See *Expulsion Appeal Handbook for Parents; Education Code* §48900, 48900.2, 48900.3, 48900.4, or 48915.)

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2. Explain how the pupil was not afforded a fair hearing before the district governing board. (See *Handbook; Education Code* §48918, §48922.)

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3. Explain how there was a prejudicial abuse of discretion by the district governing board in the hearing. (See *Handbook; Education Code* §48900, 48900.2, 48900.3, 48900.4, or 48915, 48918, 48922.)

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4. Explain if there is relevant evidence which, in the exercise of reasonable diligence, could not have been obtained. (See *Handbook; Education Code* §48918, §48922.)

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Expulsion hearings are closed to the public unless you request a session open to the public. (Leave this blank if you wish a closed hearing.)

I request a session open to the public.

○ ○ ○ ○ ○ ○ ○ ○

I hereby certify that I requested that the district superintendent prepare a transcript of the expulsion hearing and supporting documents on \_\_\_\_\_ (date).

I further certify that I have received and read the *Expulsion Appeal Handbook* and understand there are certain requirements that I must comply with in proceeding with this appeal. I understand that this form **must** be returned to the district board of education **within 30 calendar days** from the date the district board voted to expel my student.

I further certify that this information is true and correct to the best of my knowledge.

\_\_\_\_\_  
Parent/Legal Guardian Signature (or pupil, if 18 years or older)

\_\_\_\_\_  
Date Delivered or Mailed



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## Expulsion Appeal Handbook for Parents

### Introduction

The Santa Barbara County Board of Education shall hold a hearing on the appeal and render a decision. Education which shall hold a hearing on the appeal and render a decision.

Santa Barbara County's public school districts include:

- |               |           |                        |                              |
|---------------|-----------|------------------------|------------------------------|
| • 6U`UX`      | 7c`Y[ Y   | @cg5`Ua cg`            | GubUA Uf]U6cb]HU             |
| • 6`cWa Ub`   | 7i nta U  | @cgC`j cg`             | GubUA Uf]U>c]bh< ]  \        |
| Buellton      | Goleta    | Montecito              | Santa Ynez Valley Union High |
| Carpinteria   | Guadalupe | Orcutt                 | Solvang                      |
| • 7Uga U]U    | < cdY     | GubU6UFVUFU9`Ya YbHfmi | J ]gUXY`A Uf                 |
| • 7c`XGdf]b[` | @ca dcW   | GubU6UFVUFU< ]  \`     |                              |

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### When may an appeal of expulsion be filed with the County Board of Education?

The Santa Barbara County Board of Education shall hold a hearing on the appeal and render a decision. Education which shall hold a hearing on the appeal and render a decision.

If thirty (30) calendar days have passed since the decision by the school district's governing board to expel a student, you have the right to appeal that decision to the Santa Barbara County Board of Education.

5. The hearing shall be held within 30 calendar days of the date of the school district governing board's decision to expel a student, or the date of the student's enrollment in the school district, whichever is later. The hearing shall be held at the school district's principal office or at another location designated by the school district governing board. The hearing shall be held at a time and place convenient to the student and the school district governing board.

5. The hearing shall be held within 30 calendar days of the date of the school district governing board's decision to expel a student, or the date of the student's enrollment in the school district, whichever is later. The hearing shall be held at the school district's principal office or at another location designated by the school district governing board. The hearing shall be held at a time and place convenient to the student and the school district governing board. The hearing shall be held at a time and place convenient to the student and the school district governing board.

The hearing is not a new hearing; rather, it is a review of the record of the school district's hearing. The hearing shall be held at a time and place convenient to the student and the school district governing board.

It is not the charge of the Santa Barbara County Board of Education to agree or disagree with the school district governing board's decision to expel, but to ensure that legal procedures were followed and that a fair hearing was conducted.

## What must be included in the notice of appeal?

The notice of appeal must include the following information:

Santa Barbara County Board of Education  
4400 Cathedral Oaks Road  
P. O. Box 6307  
Santa Barbara, CA 93160-6307

ATTENTION: Fred Razo  
Division of Child Welfare and Attendance

The notice of appeal must include the following information:

- 1. The name of the student and the name of the person, if any, representing the student
- 2. The name of the school district governing board
- 3. The date of the school district governing board's decision to expel and the effective date of the expulsion
- 4. The date of the school district governing board's decision to expel and the effective date of the expulsion
- 5. The grounds for appeal set forth in the section cited above or in California Education Code sections 49000, 49001, 49002, 49003, 49004, 49005, 49006, 49007, 49008, 49009, 49010, 49011, 49012, 49013, 49014, 49015, 49016, 49017, 49018, 49019, 49020, 49021, 49022, 49023, 49024, 49025, 49026, 49027, 49028, 49029, 49030, 49031, 49032, 49033, 49034, 49035, 49036, 49037, 49038, 49039, 49040, 49041, 49042, 49043, 49044, 49045, 49046, 49047, 49048, 49049, 49050, 49051, 49052, 49053, 49054, 49055, 49056, 49057, 49058, 49059, 49060, 49061, 49062, 49063, 49064, 49065, 49066, 49067, 49068, 49069, 49070, 49071, 49072, 49073, 49074, 49075, 49076, 49077, 49078, 49079, 49080, 49081, 49082, 49083, 49084, 49085, 49086, 49087, 49088, 49089, 49090, 49091, 49092, 49093, 49094, 49095, 49096, 49097, 49098, 49099, 49100, 49101, 49102, 49103, 49104, 49105, 49106, 49107, 49108, 49109, 49110, 49111, 49112, 49113, 49114, 49115, 49116, 49117, 49118, 49119, 49120, 49121, 49122, 49123, 49124, 49125, 49126, 49127, 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49986, 49987, 49988, 49989, 49990, 49991, 49992, 49993, 49994, 49995, 49996, 49997, 49998, 49999, 50000.

Mci 'a i ghi gYh YI Notice of Appeal (Pupil Expulsion)" Zcfa k \jW'g]bW XYX]b h]ga U]b] in lieu of writing a letter.

## Filing of Transcript and Supporting Documents or Records

Cb h Yglá YXUhh Uhnci ÚYh Ybch]WcZUddYU k ]h h YGUbHU6UFVUFU7ci bmi6cUFXcZ 9Xi W]cbžnci 'a i ghg Va ]hlc h YI dY]b] gWcc`X]gf]WUfYei YghZcf UWdmcZ h Y k f]Hh b hfUbgW]dhcZ h YI di `g]cb \YU]b] UbXU`g ddcf]b] XcWa Yblgcf fYwfXg"5 'Î Request for Transcript and Supporting DocumentĬ Zcfa 'g]bW XYX]b h]ga U]b] "

H YgWcc`X]gf]Wg\U`dfcj ]XYGUbHU6UFVUFU7ci bmi9Xi W]cb`CZUWk ]h Wd]Yg`cZ h Y hfUbgW]dlz]g ddcf]b] XcWa Yblgcf fYwfXgk ]h ]b ]h b f]SLgWcc`XUhgZ`ck ]b] fYW]dhcZ nci f fYei Ygh]H Y8 ]fYwf`cZ7\]`XK YZFYUx5 Hh b XUbwZcf h Y7ci bmi9Xi W]cb`CZUW k ]`dfcj ]Xynci k ]h UWa d`Yh bch]Wcc\_ ]bW X]b] X]gf]W]XcWa YbH]cbžX]gf]W\YU]b] transcript, related Education Code, and County Board of Education Policy and Regulations.

Mci 'a i ghVYUf h YWg]cZdfYdU]b] h YhfUbgW]dhUxWd]Yg`cZg ddcf]b] XcWa Yblgcf records except in either of these situations.

1. Where you certify to the school district that you cannot reasonably afford the cost of dfYdU]b] h YhfUbgW]dhVYU gYcZ]a ]hX]bW a Ycf Y Wdh]cbU bYWgUfmi expenses, or both;
2. In a case where the Santa Barbara County Board of Education reverses the decision of the school district governing board, the County Board shall require that the school X]gf]W] c] Yfb]b] VcUFXfY]a Vi fgYnci Zcf h YWg]cZdfYdU]b] h YhfUbgW]dhUx`g ddcf]b] XcWa Yblgcf fYwfXg"

5 Zcfa žĬ 7Yh]U]h]cb`cZbU]`]m]k`5 ZcfX7cg]cZHFUbgW]dlĬ 'g]bW XYX]b h]ga U]b] "

## Setting a Date for Hearing the Appeal

CbWnci \Uj YÚYXh Yk f]Hh b hfUbgW]dhcZ h YI di `g]cb \YU]b] UbXWd]Yg`cZ h Y g ddcf]b] XcWa Yblgcf fYwfXgk ]h h YGUbHU6UFVUFU7ci bmi9Xi W]cb`CZUWZ h Y County Superintendent of Schools will place the appeal on the agenda of the County Board of Education. The County Board will hold a hearing within twenty (20) school days Z`ck ]b] h YÚ]b] cZUk f]Hh b ch]WcZUddYU UbXg\U`fYbXf UXYW]g]cb k ]h ]b h fYf]E gWcc`XUhg`cZ h Y\YU]b] ži b Yggnci fYei YghUdcg]dcbYa Ybhf07`(-,%E"6ch nci UbXh Y gWcc`X]gf]W]k ]`VYg]hbch]WgVma U]`U]Ygh]b f]SLWYbXUf XUhgVYZcfYh Y\YU]b] fY]UF]b] h YXU]ž]h]a YZUbX`d`UW`cZ h Y\YU]b] "

The hearing will be held in closed session unless you request open session in writing either Vm]b ]bX]W]cb]b h YgdUWdfcj ]XYX`cb h YI Notice to AppealĬ Zcfa `cf VniUgYdUFU h k f]Hh b fYei YghU`YXk ]h h Y7ci bmi9Xi W]cb`CZUWU`YUgh]Y Yf]EXUhg]df]cf h h YXU h of the hearing (EC 48920).

## Filing Written Arguments

Mci `cfnci f fYdfYg]b]U]j Yz]ZUbrža UmiÚYUk f]Hh b U] i a Yb]cf Ub UddYU V]Y]Zk ]h h Y 7ci bmi6cUFX"G W k f]Hh b U] i a Yb]a i ghVYÚYXU`YUgh]b f]SLgWcc`XUhg]df]cf h h Y

XUWgYhZcf h Y\ YUf]b[ VZcfYh Y7ci bmi6cUX"Mi 'a i ghga i HbYci gmgYbXcf XYj Yf U WdmcZnci f UF[ i a Ybhcf Vf]YZUbXU`ch Yf U`YXcWw Yblg`h h YgWcc`X]gf]M

H YgWcc`X]gf]M Ugh Yf] \ hlc fYgdcBxVmg Va ]H]b[ UbmXcWa Yblg`Wbg]h ]b[ UdUhi cZh YfWfXk \ ]Wnci X]Xbchg Va ]h`b`UX]hcbzh YX]gf]M Ugh Yf] \ hlc`g Va ]hU k f]Hb`Uf[ i a Ybhcf fYd`mV]YZ`H YX]gf]M fYgdcBgYgZ]Zubrãg U`VYU`YXbch`Ygg`h Ub` Uj Yf] EgWcc`XUhg`df]cf`h h YXUH`cZh Y\ YUf]b[ "H YX]gf]M g`U`Ugc`gYj Ynci`cf`nci`f` fYdfYgYbH]j Yz]Zubrãk ]h U`WdmcZ]lg`fYd`mV]YZcf`k f]Hb`Uf[ i a Ybh`G W`gYj ]Wg`U`VY VmidYgcbU`gYj ]Wcf`Vma U]`b[ `bch`Umf`h Ub`h YXUH`i dcb`k \ ]W`h YX]gf]M g`fYd`mi UF[ i a Ybhcf Vf]YZ]g`U`YXk ]h h Y7ci bmi6cUX"

## Scope and Limitations of the Hearing

The Santa Barbara County Board of Education rules on an appeal after reviewing the Y di `g]cb`fYwfx` h YfUbg]dhUbXg ddcf]b[ XcWa Yblg`cf`fYwfx`g`cZh YgWcc`X]gf]M expulsion hearing. The County Board will hear no evidence other than that contained in the fYwfx`D`YUg`\_Yd`]b`a ]bX`h`Uh`h`Y7ci bmi6cUX]WUf[ Y]g`h`X]Mfa ]bY]Zh`Ydi`d]`X]i`Y dfc`Wgg]f] \ hgk`fYj ]c`U`X]`b`Ua`UbbY`k \ ]W`fYg``h`X]`b`h`Ydi`d]`X]f`YW]j ]b[ `Ub`i`bZ]f` hearing. It is not the charge of the Santa Barbara County Board of Education to agree or disagree with the school district governing board's decision to expel the pupil, but to ensure that legal procedures were followed and that a fair hearing was conducted (EC 48921).

H Y7ci bmi6cUX`a Um] fUbhUbYk` f]e`novo`E`YUf]b[ ]Z]h`Ub`Xg`h`U`h

- %: F Yj UbhUbX`a Um]U`Y` ]XybWY ]g`k \ ]Wz]b`h`Y`Y`fY]g`cZf`YgcbUVYX] ] YbWz could not have been produced at the school district expulsion hearing; or,
- &: F Yj UbhUbX`a Um]U`Y` ]XybWY ]g`k \ ]W`k`Ug]a`dfcdY`mY`W`XX`Uh`h`YgWcc`` district expulsion hearing.

-b`Y]h`Yf`Wg`Yh`Y7ci bmi6cUX`a Um]Y]h`Yf.

- %: F Ya UbX`fYb`X`h`Ya`Umf`h`h`YgWcc`X]gf]M[`cj`Yfb]b[ `VcUX`Zcf`fYwbg]XfU]cbz`Ucb[`k`]h`g`W`]bg]fi`W]cbg`h`Y7ci bmi6cUX`a Um]Y`a`bYw`g]Umf`H`Y7ci bmi6cUX`a`Umf`cf`fYwbg]XfU]cb`cZh`Yb]h`f`Ya`Umf`cf`UmidUfih`Yf`cZ`H`Y7ci bmi6cUX`a`Umf`cf`h`Ydi`d]`fY]bg]U`X`d`Yb`X]b[`g`W`fYwbg]XfU]cb`/cf
- 2. Grant a new hearing (a hearing *de novo*) before the Santa Barbara County Board of 9Xi`W]cb`i`dcb`fYgcbUVYbch]W`h`U`dU]Yg`Ub`X]b`Wb`Z`fa`Ub`W`k`]h`fY[`i`U]cbg` of the County Board.

=Zh`Y7ci bmi6cUX`X]Mfa ]bYg`h`Uh`Y]h`Yf`Uf`Ya`Ub`X`bcf`Ub`Yk` \ YUf]b[ VZcfYh Y7ci bmi Board is appropriate, the County Board will decide the appeal upon review of the record cZh YgWcc`X]gf]M g`Y di `g]cb`YUf]b[ "H YfYj ]Yk`g`U`VY`]a ]h`X`h`h`Yz`ck ]b[ Zci`f` questions:

### 1. Whether the school district governing board acted without or in excess of its jurisdiction.

*Explanation:* The California Education Code (EC 48900, 48900.2, 48900.3, 48900.4, and (, - % Egd]W]U`Yg`h`YfYgcbg`Zcf`k \ ]W`Udi`d]`a`Um]Y`Y`dY`YX`zh`Y]h`a`Y]bYg`h`U`i`a`i`gh`Yz`ck`YX`X`i`f]b[ `Y`di`g]cb`dfc`WYX]b[`gZ`Ub`X`h`Uh`Yj`]c`U]cb]f]a`i`gh`Y` related to school activities or attendance.

: cf`Yl Ua d`Y.

- Was the offense or infraction for which the pupil was expelled a ground for Yl di `glcb`U h`cf]nYX`Vmg]Uy`Uk `cf`cW`VcUFX`fi `Y35`di d]`a UnibchVY expelled unless the infraction or offense is a violation of the *California Education Code* or school rules adopted under EC 35291.5.
  - If the expulsion was based on a local board rule, was the rule a reasonable and valid one and not inconsistent with state law?
  - Did the situation involve acts not related to a school activity or to school attendance?
- i` K Ug`h`Yl di `glcb`YUf]b] `Wa a YbWX`k ]h ]b`h`Yh]a Y`]a ]g`dfYgM]VYX`Vni law?

2. Whether there was a fair hearing before the governing board.

*Explanation:* H`YgWcc`X]gf]M]gfYei ]fYX`lc`dfcj ]XYnei`h]a Ynibch]WcZU`YUf]b] žlc`U`ck`nei`lc`YUf`UbX`Yl`Ua ]bYU`Yj ]XybW`g`Va ]H]XZ`UbX`UfYUgcbUVY`cddcfli`b]m]lc`dfYgYbhnci`f`Yj ]XybW`lc`XYbr]Yl`d`U]b`cf`a` ]h] ]Uy`h`YU`Yl`U]cbg`Q7`(-`S%8]f`L`U`b`X`(-`-%`Q5`h`ci`[`cb`m]h`Yl`cj`Yfb]b]`VcUFX`a`Un]U`YU]cb`lc`Yl`dYž]h]a`Un]Uddc]bhUb`U`Xa`]b]gfU]j`YdUbY`cf`YUf]b]`cZUW`lc`YUf`h`YWgYž`Xy`Ycd`U`UbX]b]`cZUW`Z`UbX`a`U`YUfYW`a`a`YbXU]cb`Zcf`U]cb`lc`h`Yl`cj`Yfb]b]`VcUFX`H`i`gž`Ub`U`Xa`]b]gfU]j`YdUbY`cf`YUf]b]`cZUW`a`Un]WbXi`W]h`YfYei`]fYXZUf`hearing on behalf of the governing board. A subsequent hearing before the governing board is not required if the expulsion hearing is conducted by an U`Xa`]b]gfU]j`YdUbY`cf`U`YUf]b]`cZUW`"

: cf`Yl Ua d`Y.

- Was the pupil denied the right to be represented by an advocate or by legal counsel?
- i` K Ug`h`Ydi`d]`dfc`V]H]XZ`ca`]b]f]cXi`V]b]`h]g]h]a`cbm]cZk`]h]YggYgcb`Y]g#`Yf`behalf?
- i` K Ug`h`Yy] ]XybW`g`Va ]H]X`]b]g`ddcfhcZ]h`Yl`di`glcb`h`Y`\_]bX`cZy] ]XybW`i`dcb`k`Y]W`fYUgcbUVY`dYf`gcbg`UFYUW]g]ca`YX`lc`fYn]b`WbXi`W]cZgY]ci`g`affairs?
- Was there a failure to introduce any evidence to support the decision to expel?
  - Was the pupil or the pupil's representative, if any, given an opportunity to WbZcbhUbX`ei`Yg]cb`Ubnk`]h]YggYgk`c`h]g]U]YX`U]h`Y`YUf]b]`Yl`WdhUg` provided in EC 48918(f)?

3. Whether there was a prejudicial abuse of discretion in the hearing.

*Explanation:* Under the law (EC 48922) an abuse of discretion (although not necessarily a prejudicial abuse) would be established:

- (a) if the school district governing board did not proceed with the expulsion in h`Ya`UbbY`f`Yei`]fYX`Vni`Uk`/cf`"

f]L`]Z]h`YXW]g]cb`lc`Yl`dY`]g`bch]g`ddcfh]X`Vni`h`Y`U]bX]b]`g`dfYgM]VYX`Vni`97`48915; or,

**How to Appeal an Expulsion**

The County Board of Education will hold a hearing to determine if the expulsion is appropriate. The hearing will be held in a public hearing room. The hearing will be held on the date and time specified in the notice of hearing. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office.

**4. Whether there is relevant and material evidence which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the school district's expulsion hearing.**

*Explanation:* The County Board of Education will hold a hearing to determine if the expulsion is appropriate. The hearing will be held in a public hearing room. The hearing will be held on the date and time specified in the notice of hearing. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office.

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(b) conduct its own new hearing (*de novo*).

The County Board of Education will hold a hearing to determine if the expulsion is appropriate. The hearing will be held in a public hearing room. The hearing will be held on the date and time specified in the notice of hearing. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office.

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## Hearing your Appeal of Expulsion

Appeals of expulsion are heard by the County Board in closed session, unless you request, in a public hearing. The hearing will be held in a public hearing room. The hearing will be held on the date and time specified in the notice of hearing. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office.

A tape recorder will be in operation throughout the hearing.

The County Board of Education will hold a hearing to determine if the expulsion is appropriate. The hearing will be held in a public hearing room. The hearing will be held on the date and time specified in the notice of hearing. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office. The hearing will be held in the school district's main office.

The pupil or the parent or guardian of the pupil or the pupil's representative, if any, will be Uq YXVmh YdfYgX]b[ cZUWf'lc d'fYgYbhH YcdYb]b[ g'UHya Ybh'H'lg]g'Ub'cdcfli b]lmZcf' nei'lc YUvcfUH'i dcb'cf'lc Yl d'U]b'a cfYZ'`mh Y]bZ'fa U]cb d'fYgYbhX]b'h Ybch]WcZ UddYU'nei U'YXUbX]b'h YUX]hcbU'k f]Hb'Uf[i a Ybhc'f UddYU'Vf]YZ'nei' a Um'U] YU'YX'`-h]g]a dcfHbh'`fY'lc fYa Ya V'f'lc fYa U]b Z'WgYX'i dcb'h YfYWF'X'cZ'h Y'l di' g'cb'`YUf]b[ UbX'h YZ'i f'f]Ei Yg]cbg'lc'k \]W'fY] Yk' Vmh Y7ci b'lm6cUF'X'g'`ja ]hX'"M'i b'YX'bchVY' WbWfbYX'U'ci ha U\_]b[ 'Udc'`g' YX'dfYgYbhU]cbZ'Vi h]h]g]a dcfHbh'lc d'fYdUFY'nei f' d'fYgYbhU]cb]b'Ux] UbW'< U] ]b[ 'bch'g'cf UdfYdUFY'X'g]d'ha UmV'cZ[ fYU'h'Yd'

B Yl lz'h YfYdfYgYbhU] Yg]cZ'h YgWcc`X]g]f]W]k ]`VYUg YX'lc' a U\_YUg]UHya Ybh'fYU'W]b[ the school district's position.

M'i'k ]`h'Yb'VY]b] ]hX'lc' d'fcj ]XYUW'c]g]b[ g'UHya Ybhc'f'fVi H'U'lc'h YgWcc`X]g]f]W]g' g'UHya Ybh'

8i f]b[ UbX'U'Z'f'YUW'dfYgYbhU]cbZ'a Ya V'f'g'cZ'h Y7ci b'lm6cUF'X'a Um]Ug'`ei Yg]cbg'cZ'nei and the school district's representative(s).

K \Yb'h YdfYgYbhU]cbg'UbX'ei Yg]cb]b[ 'fY'Wa d'YhX'Z'h Y7ci b'lm6cUF'X'k ]`Y]h'Y'f'Y]f'Y'lc' Ubch'Y'f'f'cca'lc' XY]V'f'UH'cf'Yl' W'g'Y'Z'ca' h'Y6cUF'F'cca' U`d'fYgYbh'Yl' Wd'h'h'Y7ci b'lm Board, the Board's counsel, if any, the County Superintendent and any necessary staff. If, Xi f]b[ XY]V'f'U]cbg'Z'h Y7ci b'lm6cUF'X'U'a ]g'U'bm'f'Yd'fYgYbhU] Y'cZ'h Y'di d]'cf'h'Yg'Wcc`X]g]f]W]h'Y6cUF'X'g'U'z'U'h'Yg'U'a Y'h'a YZ'U'a ]h'f'Yd'fYgYbhU] Y'g'Z'ca' h'Y'c'd'd'c]g]b[ d'U'f'mi (EC 48920).

5Z'f'XY]V'f'U]b[ z'h'Y7ci b'lm6cUF'X'k ]`W'b] YbY]b'cdYb'g'Yg]cb'"H'YdfYg]X]b[ cZUW'f'k ]`f'Yei Yg]U'a ch'cb'cb'k \Y'h'Y'f'lc' UZ'fa'cf'lc'f'Y] Y'g'Y'h'YU'W]cb'cZ'h Yg'Wcc`X]g]f]W] governing board. If the County Board enters a decision reversing the school board's XY]g]cb'z'h Y7ci b'lm6cUF'X'a UmX]f'Y'W]h'Yg'Wcc`V'cUF'X'lc'Yl'di b[ Y'h'Y'f'Y'W'f'X'cZ'h Y'di d]' and the records of the district of any references to the expulsion action and the expulsion g'U`V'Y'X'Y'a YX'bch'lc' \U] Y'c'W'f'f'YX'"5'h'ci [\ h'Y7ci b'lm6cUF'X'a i'g'h'f'Yb'X'Y'U'X'Y]g]cb' within three (3) school days of the hearing, it usually renders its decision on the day of the hearing.

- 5g'h'Y7ci b'lm6cUF'X'f'Yb'X'Y'f'g]g'X'W]g]cb'z'\_Yd'U`cZ'h YZ'`ck ]b[ ]gg] Yg]b'a ]bX
  - i' H'Y'G'U'bh'U'6'U'V'U'F'U'7ci b'lm6cUF'X'cZ'9'Xi W]h'cb'a Um'b'ch'g' V'g]h'i h'Y]g'`i X] a Ybh'Z'cf' h'Y'1 X] a Ybhc'Z'h Yg'Wcc`X]g]f]W] ]c] Y'f]b]b[ 'V'cUF'X'
  - i' H'Y7ci b'lm6cUF'X'a Um'b'ch'f'Y] Y'g'Y'U'g'Wcc`X]g]f]W] ]c] Y'f]b]b[ 'V'cUF'X'g'X'Y]g]cb' V'Y'W] g'Y'cZ'h W'b]W ]b'U'X'Y'ei Um]X]g]b'h'Y' \YUf]b[ 'd'f'c'W'gg'i b'Y'gg]h'U'f'g'h'X'Y'h'fa ]b'Y'g' that the error was prejudicial.
  - i' H'Y7ci b'lm6cUF'X'a Um'b'ch'W'b]g]X'Y'f'Y] ]X'Y'b'W'ch'Y'f'h'U'b'h'U'W'b]h]b'YX]b'h'Y'f'Y'W'f'X' of the proceedings of the school district governing board.

H'Y7ci b'lm6cUF'X'a Um'X'c'cb'm'h'YZ'`ck ]b[.

f]E: K \Y'Y]h'U'b'X'g'h'U'h'f'Y] Ub'h'U'b'X'a Um]f]U'Y] ]X'Y'b'W'Yl' ]g'g'k \]W'z]b'h'Y'Yl' Y'f'Y]g'Y'cZ'f'YU' g'cb'U'V'Y'X] ]' ]Y'W'Z'W'i' X'b'ch' \U] Y'V'Y'b'd'f'c'X'i W'X'c'f'k \]W'k'U'g]a d'f'c'd'Y'f'm'Yl' W'X'Y'X' U'h'h'Y'Yl'di' g'cb'`YUf]b[ z]h'a Um

f]E: F'Ya UbX'h'Ya Um]f'lc'h'Y'X]g]f]W]Z'f'f'W'b]g]X'Y'f'U]cb'f'l'b'X'U'h'Y'g'U'a Y'h'a YZ]h'i a Um'c'f'X'f'h'Y'di d]'f'Y]b]g]U'h'X'd'Y'b'X]b[ 'g' W'f'Y'W'b]g]X'Y'f'U]cb ]Z]h'k ]g' Y'g'lc' X'c' so); or

(b) Grant a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.

For a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.

The decision of the Santa Barbara County Board of Education shall be final and binding upon the pupil and upon the governing board of the school district. The order shall become final when rendered. The pupil and the governing board of the school district shall be notified of the decision of the County Board of Education.

## Your Options and/or Responsibilities under California's Compulsory Attendance Law if Expulsion is Upheld

1. The parent or guardian shall be notified of the decision of the County Board of Education and shall have the right to request a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.
2. The parent or guardian shall be notified of the decision of the County Board of Education and shall have the right to request a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.
3. The parent or guardian shall be notified of the decision of the County Board of Education and shall have the right to request a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.
4. The parent or guardian shall be notified of the decision of the County Board of Education and shall have the right to request a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.
5. The parent or guardian shall be notified of the decision of the County Board of Education and shall have the right to request a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.
6. The parent or guardian shall be notified of the decision of the County Board of Education and shall have the right to request a new hearing (a hearing *de novo*) upon reasonable notice to the pupil and to the governing board of the school district upon reasonable notice to the pupil and to the rules and regulations adopted by the County Board.





# Santa Barbara County Education Office

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## (Certification of Inability to Afford Cost of Transcript)

Date: \_\_\_\_\_

\_\_\_\_\_  
*Superintendent's Name*

\_\_\_\_\_  
*School District Name*

\_\_\_\_\_  
*School District Street Address*

\_\_\_\_\_  
*City State Zip Code*

Dear \_\_\_\_\_,  
*Superintendent's Name*

This is to certify that I, the parent of \_\_\_\_\_,  
for the reasons listed below, cannot reasonably afford the cost of the district's expulsion hearing

@]a ]hX`]bWa Y (explain): \_\_\_\_\_

Exceptional necessary expenses (explain): \_\_\_\_\_

Sincerely,

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Df]bhB Ua Y