

APPEALS TO THE BOARD OF EDUCATION

Students and their parents may appeal formal decisions of the Superintendent of Schools and certain other school officials to the Board of Education for review. Examples of matters that can be appealed to the Board of Education include discipline imposed by the Superintendent of Schools following a hearing pursuant to Education Law §3214, a decision of the Superintendent of Schools regarding an involuntary transfer following a hearing pursuant to §3214, a determination regarding residency pursuant to Commissioner's Regulations 100(2)(y), and determinations of athletic and extra-curricular eligibility following exhaustion of the District's eligibility policies.

In order that matters may be handled in a prompt and efficient manner, the Board of Education will only entertain appeals if appeal is sought, in writing, to the Board of Education within thirty (30) calendar days of the decision appealed.

Students and parents may commence an appeal by providing the Board with a brief statement of their desire to appeal, the matter from which they are appealing, and a brief, concise statement of the basis for their appeal.

The Board of Education will review the decision of the Superintendent or other school official and the record or the information presented to the Superintendent or school official in making its determination. The Board of Education will entertain only evidence presented to the administrator whose decision is being appealed at the lower stages of the appeal process.

The Board of Education may review the record and provide an opportunity for the student or parent to make a presentation regarding their position. The administration will have an opportunity to explain its position. If the parent or student wishes to offer additional evidence not submitted at the administrative level, that information should be submitted to the Superintendent or other school official making the decision, with a request for reconsideration of the decision sought to be appealed. Determination of all appeals shall be done by the Board of Education. The decision shall be reduced to writing and the parties will be provided the written decision.

Adopted: March 21, 2007

Reaffirmed: April 20, 2011