

# Morgan County Board of Education

Descriptor Term:

**Procedural Due Process**

Descriptor Code:

**JCAA**

Issued Date:

**06/06/94**

Rescinds:

Issued:

1 Before school authorities administer disciplinary measures, reasonable inquiry shall be made to determine  
2 the truth of what happened.<sup>1</sup> The nature of this inquiry will vary in degree with the seriousness of the  
3 offense and the consequence attached thereto.<sup>2</sup>  
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5 For minor offenses where corrective measures are taken by the classroom teacher, no formal procedure  
6 is required. An inquiry into the incident to ensure that the offender is accurately identified, that he  
7 understands the nature of the offense, and that he/she knew the consequences of the offense for which he  
8 is accused.  
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10 In case of severe offenses where there is a possibility of suspension, the student shall be advised of the  
11 nature of his/her misconduct, questioned about it, and allowed to give an explanation.  
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13 If the principal determines that the offense is of such nature that the student's continued presence would  
14 be detrimental to the school or persons within the school, he/she shall refer the case to the disciplinary  
hearing authority.<sup>3</sup>  
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34 **Legal References:**

- 35  
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1. U.S. Constitution, Amendment XIV.
  2. *Goss v. Lopez*, 410 U.S. 565, 1975.
  3. TCA 49-6-3401.