



Dennis-Yarmouth Regional High School

POLICE SERVICES UNIT

A Joint Unit of the Yarmouth Police & Dennis Police Departments

Education Reform Act of 1993

The Education Reform Act of 1993 provides principals with the power to suspend for long-term and expel students under specific circumstances:

MGL Chapter 71 § 37H

- Possession of Drugs on School Grounds.
- Possession of Weapons on School Grounds.
- Assault on School Staff Member.

Criminal charges may be filed in parallel to the above administrative action.

The 37H Expulsion Hearing processes:

- The student is suspended for up to 10-Days.
- The principal holds an expulsion hearing.
 - Asst. Principal presents evidence.
 - Student presents defense.
 - The Student may be represented by an attorney at his or her own expense.
 - The principal may suspend or expel at his or her own discretion.

MGL Chapter 71 § 37H½

- Felonies Committed in the Community
 - Student must present a *“substantial detrimental effect on the general welfare of the school.”*

The 37H½ process is triggered by arraignment on criminal charges.

The 37H½ Expulsion processes:

- The student is notified in writing of the charges against him or her.
 - Student may be suspended until charges are adjudicated.
 - If adjudicated delinquent or found guilty the student may be expelled.

Long-term suspension and/or expulsion may be appealed to the superintendent.

Upon expulsion of such student, no school or school district shall be required to provide educational services to such student.

FELONY

Any crime punishable by death or imprisonment for life or any term in State Prison.

MISDEMEANOR

Any crime punishable by a fine or imprisonment in a House of Correction for up to 2 ½ years.