

Students

WITHHOLDING GRADES, DIPLOMA OR TRANSCRIPTS

The Governing Board desires that employees, volunteers and students are free of fear of loss resulting from injury or damage or destruction of school or personal property due to willful student misconduct. Accordingly, the Board will hold students and their parents/guardians liable for loss due to such willful or negligent acts.

Prior to withholding the student's grades, diploma or transcripts pursuant to this policy, the parent/guardian will be given written notification of the student's misconduct and of the Kern County Superintendent of Schools' requirement for restitution.

The student and/or the student's parent/guardian may appeal the Kern County Superintendent of Schools' order for restitution to the Board via the program Director.

The Kern County Superintendent of Schools, after affording the student due process rights, may withhold the grades, diploma and transcripts of any student who willfully cut, defaced or otherwise damaged school district real or personal property or failed to return loaned school district property, until the student or the student's parent/guardian has paid for the damages thereto or returned the Kern County Superintendent of Schools property.

When the minor or parent/guardian are unable to pay for damages, or return school district property, the minor or parent/guardian may provide the school district with voluntary work in lieu of payment of monetary damages.

(cf. 5130 - Student Records)

(cf. 5141 - Standards for Student Behavior)

(cf. 5151 - Student Responsibility for Property)

(cf. 5152 - Suspension and Expulsion/Due Process)

(cf. 6161.2 - Damaged or Lost Instructional Materials)

Legal Reference:

EDUCATION CODE

48904 Liability of parent

48904.3 Withholding grades, diplomas, or transcripts of pupils causing property damage or injury; transfer of pupils to new school districts; notice to rescind decision to withhold

48911 Suspension by principal, designee or superintendent

489069 Absolute right to access