

# Due Process under the Fourteenth Amendment



## **Substantive due process**

- Ensures every person's right to life, liberty or freedom, and property

## **Procedural due process**

- Ensures enforcement of all rights and responsibilities given to a person under state or federal statute

# Procedural Due Process Rights In Student Discipline

**Minjie Lin**



## **Procedural Due Process Rights In Student Discipline:**

Procedural Due Process Rights in Student Discipline Robert Pressman, Susan Weinstein, Paul Weckstein, 1990-01-01 To assist administrators in understanding procedural due process rights in student discipline this manual draws together hundreds of citations and case summaries of federal and state court decisions and provides detailed commentary as well Chapter 1 outlines the general principles of procedural due process rights in student discipline such as when students are entitled to due process and how much due process to give Chapter 2 describes the application of due process to specific forms of discipline suspension for 10 days or less long term suspension and expulsion disciplinary transfer inschool suspension class removal extracurricular activity exclusion graduation ceremony exclusion procedural rights for academic decisions corporal punishment and school bus exclusion Chapter 3 details specific elements in prior hearings and the emergency exception notice types and procedures hearing timing access to evidence before the hearing ensuring impartial decisionmakers hearing procedures findings and reasons and appeal and judicial review Specific court cases are cited for further reference EJS     **The Student Discipline Handbook ,     The Law of Higher Education, 2 Volumes** William A. Kaplin, Barbara A. Lee, 2006-08-18 This fourth edition of the indispensable guide to the laws that bear on the conduct of higher education provides a revised and up to date reference research source and guide for administrators attorneys and researchers The book is also widely used as a text for graduate courses on higher education law in programs preparing higher education administrators for leadership roles This new edition includes new and expanded sections on laws related to religious issues alternative dispute resolution the college and its employees collective bargaining at religious and private colleges whistleblower and other employee protections personal liability of employees nondiscrimination and affirmative action in employment campus technology and computer networks disabilities student academic freedom freedom of speech and hate speech student organizations rights responsibilities and activities fees athletes rights USA patriot act and immigration status public institutions and zoning regulations regulation of research coverage of retaliatory and extraterritorial acts federal civil rights statutes     **The Law of Higher Education, A Comprehensive Guide to Legal Implications of Administrative Decision Making** William A. Kaplin, Barbara A. Lee, Neal H. Hutchens, Jacob H. Rooksby, 2019-04-01 Your must have resource on the law of higher education Written by recognized experts in the field the latest edition of The Law of Higher Education Vol 2 offers college administrators legal counsel and researchers with the most up to date comprehensive coverage of the legal implications of administrative decision making In the increasingly litigious environment of higher education William A Kaplin and Barbara A Lee s clear cogent and contextualized legal guide proves more and more indispensable every year Two new authors Neal H Hutchens and Jacob H Rooksby have joined the Kaplin and Lee team to provide additional coverage of important developments in higher education law From hate speech to student suicide from intellectual property developments to issues involving FERPA this comprehensive resource helps ensure you re

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Law Eugene T. Connors,1979      **Hamline Journal of Public Law and Policy** ,1992      *Student Disciplinary Issues* Valerie L. Brown,1997      *The College Student and the Courts* ,1983      **Education and the Legal System** Susan D. Looney,2004  
 Here is a complete yet accessible guide to the laws that most often affect policies and procedures in educational institutions A conversational reader friendly tone pervades the book its practical case study approach makes the discussion of key legal issues and examples of landmark cases easy for the reader to understand Its focus is the practice of preventive law allowing readers to recognize legal issues and challenges when they occur Up to date cases involving subjects and situations that readers can easily relate to school violence inclusion sexual harrassment and other topical subjects along with information about how to brief cases help users quickly learn and disseminate often complex material A full chapter on parents rights unique to this book ensures that readers understand the legal position of parents in the educational arena a comprehensive appendix Resources for Administrators familiarizes them with legislation that is pertinent to education Coverage includes torts and school liability religion in schools students with disabilities students rights discipline teachers rights and equal coverage under the law The comprehensive resource for teachers administrators parents and guardians this book serves as an excellent desk reference for anyone involved or interested in the legal aspects of effective education      *School Law* Julius Menacker,1987      *The Principal's Legal Handbook* William E. Camp,2000 This handbook for elementary and secondary school principals contains several chapters on topics important to building level administrators Each chapter summarizes relevant state and federal court decisions and statutes concluding with recommendations for practice The handbook is divided into four sections students and the law special education and the law teachers and the law and school and the law The first section contains seven chapters on topics covering the First expression Fourth search and seizure and Fourteenth procedural and substantive due process Amendments student discipline child abuse student to student sexual harassment and student records The second section contains seven chapters on topics that cover the federal laws protecting students with disabilities and recent relevant cases in which the courts have interpreted those statutes as they apply to student discipline and transition parents rights infectious diseases and physical access The third section contains seven chapters covering topics related to teachers rights and responsibilities student injury sexual harassment academic freedom performance evaluations documentation and dismissal and certification licensure The final section contains 10 chapters covering a variety of legal issues which principals commonly face religious activities and instruction copyright affirmative action school desegregation and finance The section also covers charter schools and alternative dispute resolution and ends with a chapter on new directions in school law The fifty one authors of the chapters are either practicing attorney professors of education or university administrators who teach and write in the area of school law PKP

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