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Probation Contract

Probationary Return to School

This contract entered into on the _____ day of _____, 20_____, by and between _____ (hereinafter "school"), _____ (hereinafter "student") and _____ (hereinafter "parent" or "guardian").

WHEREAS, on the _____ day of _____, 20_____, student committed the following violations of the code of student conduct for which he or she could have been suspended for an extended term or expelled from school; and

WHEREAS, the school principal or assistant principal recommended that the student be suspended or expelled for

- _____ school days;
- The remainder of the semester;
- The remainder of the school year;
- 186 school days; and

WHEREAS, the principal is willing to defer this punishment and allow the student to return to school on a probationary status provided the student agrees to and abides by the terms of this contract;

NOW, THEREFORE, the parties agree as follows:

A. Student agrees:

1. That s/he committed the following violation(s) of the code of student conduct:

- _____
- _____
- _____

and could be suspended or expelled for the length of time proposed by the school under the code of student conduct;

2. That s/he understands that s/he would be entitled to a due process hearing on the issue of his or her guilt in this matter if s/he decided to challenge the proposed suspension or expulsion rather than enter into this contract that will allow him or her to remain in school on a probationary basis.
3. That s/he voluntarily, willingly, and without coercion admits guilt to the above outlined offenses and voluntarily and willingly waives any right s/he may have had to a due process hearing on the issue of guilt for these offense(s).
4. That the probation in this matter shall last for a period of _____ school days, ending on the _____ day of _____, 20_____.
5. That during the term of this probation, s/he will:
- Maintain passing grades in all of his or her classes; and
 - Arrive at school and at class on time and ready to learn;
 - Attend class on a regular basis; and
 - _____; and
 - _____; and
 - Comply with all aspects of the code of student conduct, understanding that any infraction of the code of student conduct may result in revocation of the probation and the imposition of the recommended term or suspension or expulsion.
6. The punishment of suspension or expulsion shall remain deferred so long as the student meets the conditions of the probation.

7. By signing this agreement, the student understands it shall be a Level III offense for a pupil placed on probation to willfully violate any term of the probationary agreement or any published USD 501 regulation for pupil conduct during the term of the probation. If the probation contract is broken, the pupil on probation retains the right to a hearing that complies with due process as set forth in the Suspension and Expulsion of Pupil Act, but only on the question of whether he/she violated the terms of probation. The student further understands that additional days of suspension or expulsion may be imposed only if the student's conduct violates additional provisions of the code of student conduct.
8. By signing this agreement the student agrees that the terms and conditions of this agreement have been explained to him or her and that s/he understands the conditions. The student further agrees to abide by the conditions set forth in the agreement and understands that failure to abide by the conditions may result in imposition of the original punishment.

B. Parent agrees and acknowledges:

1. That the student and parent had a right to challenge the proposed suspension or expulsion through a due process hearing, but has knowingly and voluntarily chosen to return to school under the terms and conditions set forth in this probation contract and waive the right to a due process hearing.
2. That the originally proposed suspension or expulsion may be imposed if the student fails to meet the terms and conditions of this probation.

C. School agrees:

1. That the student may continue to attend school as long as the student meets the terms and conditions of this probation as set forth in paragraph A.5. of this agreement.
2. That the student will be taken off probationary status on the _____ day of _____, 20____.

Student Signature

Date

Parent Signature

Date

Principal Signature

Date