

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 22.1-277.08 of the Code of Virginia, relating to the expulsion of students*
3 *for certain drug offenses.*

4
5 Approved

[H 751]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 22.1-277.08 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 22.1-277.08. Expulsion of students for certain drug offenses.**

9 A. School boards shall expel from school attendance any student whom such school board has
10 determined, in accordance with the procedures set forth in this article, to have brought a controlled
11 substance, imitation controlled substance, marijuana as defined in § 18.2-247, or synthetic cannabinoids
12 as defined in § 18.2-248.1:1 onto school property or to a school-sponsored activity. ~~A school board may,~~
13 ~~however, determine, based on the facts of the particular case, that special circumstances exist and~~
14 ~~another disciplinary action is appropriate. In addition, a~~ A school administrator, pursuant to school
15 board policy, or a school board may, however, determine, based on the facts of a particular situation,
16 that special circumstances exist and no disciplinary action or another disciplinary action or another
17 term of expulsion is appropriate. A school board may, by regulation, authorize the division
18 superintendent or his designee to conduct a preliminary review of such cases to determine whether a
19 disciplinary action other than expulsion is appropriate. Such regulations shall ensure that, if a
20 determination is made that another disciplinary action is appropriate, any such subsequent disciplinary
21 action is to be taken in accordance with the procedures set forth in this article. *Nothing in this section*
22 *shall be construed to require a student's expulsion regardless of the facts of the particular situation.*

23 B. Each school board shall revise its standards of student conduct to incorporate the requirements of
24 this section no later than three months after the date on which this act becomes effective.

ENROLLED

HB751ER