

The Policy Committee approved language in blue at its public work sessions on 9/14/23 and 10/12/23.

**File: BEE**

## **ADMINISTRATIVE HEARINGS AND APPEALS**

### **I. Purpose**

The purpose of Policy BEE is to define the Board of Education's role in providing and conducting fair and impartial administrative hearings and appeals.

### **II. Background**

The Board of Education recognizes ~~the~~ its responsibility to conduct fair and impartial administrative hearings and appeals ~~and is committed to providing fair and impartial administrative hearings and appeals.~~ ~~Hearings and appeals are to be conducted fairly and impartially. Due process is the rule.~~

### **III. Policy Statement/Procedures**

- A. The Board of Education will adopt Rules of Procedure, to ensure due process and fair and impartial administrative hearing and appeals, that will govern all administrative hearings and appeals.
- B. The Rules of Procedure will govern all appeals and hearings within the Board of Education's administrative and/or quasi-judicial function. These Rules of Procedure are not applicable to proceedings involving the Board's exercise of its legislative or policy-making functions.
- C. The Superintendent will promulgate an administrative regulation that sets forth Rules of Procedure pursuant to the authority of the *Annotated Code of Maryland*, Education Article, Sections 4-205, 6-202, 6-203, and 7-305.

Legal Reference: Annotated Code of Maryland, Education Article, Sections 4-205, ~~6-205~~ 6-202, 6-203, and 7-305 ~~2008~~.  
U.S. Constitution – 5<sup>th</sup> and 14<sup>th</sup> Amendments.

Policy approved: August 29, 1989. Revised: November 21, 2006. Revised: October 21, 2008. **Revised:**  
Board of Education of Washington County