

LOSS OF DRIVING PRIVILEGES

The District may request the loss of driving privileges for a student.

A. Withdrawal Under Age 18

When the superintendent or designee of the District receives information that a student of compulsory school age has withdrawn from school, the Superintendent or designee must within two (2) weeks after the withdrawal, notify the registrar of motor vehicles and the juvenile judge of Hancock County. Such notification is not necessary if a student has withdrawn because of change of residence, or the student is enrolled in and attending, in accordance with school policy an approved program to obtain a diploma or its equivalent.

After receiving such information from the Superintendent or designee, the registrar of motor vehicles is required to suspend temporary instruction permit or driver's license of the student who is the subject of the notice. If a temporary permit or license has not been issued for that student, the registrar is prohibited from issuing a temporary permit or a license. Any denial of driving privileges would remain on effect until the student reaches 18 or until the denial of driving privileges is terminated for another reason allowed under the Ohio law.

B. Students Habitually Absent

When the Superintendent or designee of the District receives information that a student of compulsory school age has been absent without legitimate excuse for more than sixty (60) consecutive hours in a single month or for at least ninety (90) hours in a school year, the following procedure will apply:

1. The Superintendent or designee will notify, in writing, the student and the student's parent, guardian, or custodian and state that information regarding the student's absences has been provided to the Superintendent or designee, and a result of that information, the student's driving privileges will be denied. Such notification will also state that the student and the student's parent, guardian or custodian may appear before the Superintendent or designee to challenge the information provided to the Superintendent.
2. The notice from the Superintendent or designee to the student must include the scheduled time, place and date of the hearing, which must be scheduled between three and 5 days after the notification is given. An extension may be granted by the Superintendent or designee upon the request of the student, parent, guardian or custodian. The Superintendent or designee must then notify the student, and the parent, guardian or custodian of the new hearing time, place, and date.
3. At the hearing before the Superintendent or designee, the student will have an opportunity to present evidence that he has not been habitually absent without legitimate excuse. Ohio law defines "legitimate excuse" for absences from school to include, but not limited to; 1) enrollment in another school or school district in Ohio or another state, 2) possession of an age and schooling certificate under ORC 3331.01, or 3) participation in home instruction program under ORC 3321.04.

4. If habitually absent student does not appear at a hearing before the Superintendent or designee, or if the student does not convince the Superintendent or designee that the absences were legitimate, the Superintendent or designee must notify the registrar of motor vehicles and the juvenile judge of Hancock County. Such notification must be given to the registrar and the juvenile judge within two (2) weeks of receipt of the information regarding the habitual absences, or, if a hearing for the student is held, within two (2) weeks after the hearing.

The registrar of motor vehicles is required to suspend the temporary instruction permit or driver's license of the student who is subject of the notice. If a temporary permit or license has not been issued for that student, the registrar is prohibited from issuing a temporary permit or license.

Denial of privileges will remain in effect until the student reaches age 18 or until the denial is terminated for another reason allowed by Ohio law.

C. Suspension or Expulsion for Possession or Use of Alcohol or Drugs

Whenever a student is suspected or expelled from school in accordance with ORC 3313.66 for the possession of alcohol or drugs, the Superintendent or designee will notify the registrar of motor vehicles and the juvenile judge of Hancock County of the suspension or expulsion. Driving privileges may be restored once the Superintendent or designee notifies the registrar that the student has satisfied any conditions established by the Superintendent or designee.

Notification to the registrar of motor vehicles and the Hancock County juvenile judge must comply with ORC 3319.321 and with the U.S. Family Educational Rights and Privacy Act of 1974 (FERPA) and accompanying regulations.

In accordance with Ohio Law, a student whose privileges have been denied can file a petition with the juvenile court of Hancock County.

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