

HABITUAL TRUANT DEFINED

A habitual truant means any student who, in the judgment of the board, repeatedly has violated this attendance policy, or any child whose parent or guardian has failed or refused to cause the pupil to be instructed as provided by Idaho Code Section 33-202.

If a student has five (5) or more full-day, unexcused absences in any one semester, he or she is a habitual truant. Students are truant if their absence from school is unexcused. Unexcused absences are those absences from school without the knowledge and approval of a student’s parent/guardian, and/or school approved activity absences. In order for an absence to be excused, oral or written communication from the student’s parent/guardian must be received within forty-eight (48) hours of the last day of the absence, except for school approved activity absences.

EXPULSION FOR HABITUAL TRUANCY

Pursuant to Idaho Code Section 33-205, the board may expel a student because he or she is a habitual truant, as defined in this policy. The procedure for expulsion is set forth in Policy 544 (Student Expulsion/Denial of Enrollment). The student will be allowed to continue to attend classes pending the board’s determination in this matter.

NOTICE TO PROSECUTING ATTORNEY

A habitually truant student who is between the ages of seven (7) and sixteen (16) years of age comes under the purview of the Juvenile Corrections Act.

If the board determined that a student is a habitual truant, whether or not the student is expelled or disenrolled, the board, or its designee, will notify the prosecuting attorney, in writing, in the student’s county of residence, pursuant to Idaho Code Section 33-207.



LEGAL REFERENCE:

- Idaho Code Sections
- 33-202
- 33-206
- 33-207
- 33-506(1)

ADOPTED: December 13, 2005

AMENDED: