

STATE BOARD OF EDUCATION

STATE OF GEORGIA

K. G.,	:	
	:	
Appellant,	:	
	:	CASE NO. 1998-11
vs.	:	
	:	DECISION
FAYETTE COUNTY	:	
BOARD OF EDUCATION,	:	
	:	
Appellee.	:	

This is an appeal by K. G. (Student) from a decision by the Fayette County Board of Education (Local Board) to suspend him for the remainder of the 1997-1998 school year but with an opportunity to attend alternative school and graduate with his high school class. The Local Board found the Student guilty of having a knife in his car on school grounds. The Student claims that the punishment is too harsh because he did not intentionally have the knife in the car. Since the suspension period has ended, the State Board of Education cannot provide the Student with any relief and the issues raised are moot. Accordingly, the appeal is dismissed.

“A local board of education is charged with the responsibility of managing the operation of its schools, and, in matters of discipline, the State Board of Education cannot substitute its judgment for the judgment of the local board. *See, Boney v. County Board of Education for Telfair County*, 203 Ga. 152, 45 S.E.2d 442 (1947); *Braceley v. Burke County Bd of Ed.*, Case No. 1978-7.” *Joseph M v. Jasper Cnty. Bd of Educ.*, Case No. 1981-40 (Ga. SBE, Feb. 11, 1982). Thus, even on the merits of the case, the Local Board’s decision would have to stand.

Based upon the foregoing, it is the opinion of the State Board of Education that the issues raised are moot. Accordingly, the appeal is hereby **DISMISSED**.

Dr. Bill Grow, Mrs. Barbara Archibald, Ms. Willou Smith and Dr. Brenda Fitzgerald were absent.

This 10th day of June 1998.

Larry Thompson
Vice Chairman for Appeals