

**Request for Record Removal Per California Education Code Section 49070
Challenging “Willful Defiance” Suspension**

Today’s Date:
Student Name:
Date of Birth:
Name of High School:
Name of School District:
Date of Willful Defiance Suspension:

FOR SCHOOL STAFF
Please provide a timestamp of when this
request was received:

Dear Principal:

I am submitting this request to remove a suspension for willful defiance from Student’s discipline records and any related documents.

Education Code section 49070 authorizes you to remove or correct student records that a parent or guardian alleges to be any of the following: (1) inaccurate; (2) an unsubstantiated personal conclusion or inference; (3) a conclusion or inference outside of the observer's area of competence; (4) not based on personal observation of a named person with the time and place of the observation noted; (5) misleading; or (6) **in violation of the rights of the student.**

SB 274 (Skinner) is a law effective July 1, 2024. SB 274 amends Education Code sections 48900 and 48901.1 and willful defiance suspensions are no longer allowed. Student’s suspension for willful defiance violates the law.

Please apply Education Code section 49070 to remove the willful defiance suspension from Student’s records because the suspension violates their rights.

Please give me a copy of the corrected discipline records so we can confirm that the willful defiance suspension was removed. Please provide this record within five business days, as required by Education Code section 56504.

Thank you for your attention to this matter.

Sincerely,

Parent/Guardian/Education Rights Holder