

1-1 By: Grusendorf (Senate Sponsor - Janek) H.B. No. 2061
1-2 (In the Senate - Received from the House April 14, 2003;
1-3 April 15, 2003, read first time and referred to Committee on
1-4 Education; May 16, 2003, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; May 16, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to notice of disciplinary action taken against certain
1-9 public school students.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter A, Chapter 37, Education Code, is
1-12 amended by adding Section 37.021 to read as follows:

1-13 Sec. 37.021. NOTICE OF DISCIPLINARY ACTION. (a) In this
1-14 section:

1-15 (1) "Disciplinary action" means a suspension,
1-16 expulsion, placement in an alternative education program, or other
1-17 limitation in enrollment eligibility of a student by a district or
1-18 school.

1-19 (2) "District or school" includes an independent
1-20 school district, a home-rule school district, a campus or campus
1-21 program charter holder, or an open-enrollment charter school.

1-22 (b) If a district or school takes disciplinary action
1-23 against a student and the student subsequently enrolls in another
1-24 district or school before the expiration of the period of
1-25 disciplinary action, the governing body of the district or school
1-26 taking the disciplinary action shall provide to the district or
1-27 school in which the student enrolls, at the same time other records
1-28 of the student are provided, a copy of the order of disciplinary
1-29 action.

1-30 (c) Subject to Section 37.007(e), the district or school in
1-31 which the student enrolls may continue the disciplinary action
1-32 under the terms of the order or may allow the student to attend
1-33 regular classes without completing the period of disciplinary
1-34 action.

1-35 SECTION 2. Section 37.008(j), Education Code, is repealed.

1-36 SECTION 3. This Act applies beginning with the 2003-2004
1-37 school year.

1-38 SECTION 4. This Act takes effect immediately if it receives
1-39 a vote of two-thirds of all the members elected to each house, as
1-40 provided by Section 39, Article III, Texas Constitution. If this
1-41 Act does not receive the vote necessary for immediate effect, this
1-42 Act takes effect September 1, 2003.

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