

1-1 By: Brown of Brazos (Senate Sponsor - Barrientos) H.B. No. 2117
1-2 (In the Senate - Received from the House May 19, 2003;
1-3 May 20, 2003, read first time and referred to Committee on
1-4 Education; May 26, 2003, reported favorably by the following vote:
1-5 Yeas 8, Nays 0; May 26, 2003, sent to printer.)

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

1-8 relating to protecting students and employees at an institution of
1-9 higher education from threatened acts of violence.

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

1-11 SECTION 1. Subchapter Z, Chapter 51, Education Code, is
1-12 amended by adding Section 51.9365 to read as follows:

1-13 Sec. 51.9365. PROTECTION FROM ACTS OF VIOLENCE BY STUDENTS
1-14 AND EMPLOYEES. (a) The president or other chief executive officer
1-15 of an institution of higher education, as defined by Section
1-16 61.003, shall provide for the identification of a student or
1-17 employee who constitutes a substantial threat to human life on the
1-18 campus or other facility of the institution.

1-19 (b) A student or employee who is determined to be a
1-20 substantial threat to another student or employee under this
1-21 section may be removed from the campus or facility.

1-22 (c) An institution of higher education shall establish
1-23 procedures under this section for:

1-24 (1) the filing of complaints or reports by students
1-25 and employees of persons who may constitute a substantial threat to
1-26 human life; and

1-27 (2) the removal of a student or employee from the
1-28 campus or facility.

1-29 (d) The procedures established under this section shall
1-30 ensure due process rights for all persons under applicable state
1-31 and federal law, and, as appropriate, ensure adequate
1-32 confidentiality of records.

1-33 SECTION 2. This Act takes effect September 1, 2003.

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