

By: Dutton

H.B. No. 461

A BILL TO BE ENTITLED

AN ACT

1
2 relating to referral of public school students to law enforcement
3 officials for violations of an independent school district student
4 code of conduct.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subchapter A, Chapter 37, Education Code, is
7 amended by adding Section 37.023 to read as follows:

8 Sec. 37.023. LIMITATION ON REFERRAL TO LAW ENFORCEMENT
9 OFFICIAL FOR VIOLATION OF STUDENT CODE OF CONDUCT. A school
10 administrator may not refer a student to a law enforcement official
11 on the basis of conduct by the student that violates the student
12 code of conduct but that the administrator knows or has reason to
13 know is not a criminal offense.

14 SECTION 2. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2005.