

1-1 By: Naishtat, et al. (Senate Sponsor - Barrientos) H.B. No. 1791  
1-2 (In the Senate - Received from the House May 16, 2005;  
1-3 May 17, 2005, read first time and referred to Committee on  
1-4 Education; May 20, 2005, reported favorably by the following vote:  
1-5 Yeas 6, Nays 0; May 20, 2005, sent to printer.)

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

1-8 relating to application of the hazing statutes to private  
1-9 institutions of higher education; providing penalties.

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

1-11 SECTION 1. Section 51.936, Education Code, is amended by  
1-12 amending Subsections (a) and (b) and adding Subsection (e) to read  
1-13 as follows:

1-14 (a) Subchapter F, Chapter 37, applies to a postsecondary  
1-15 [hazing at an] educational institution under this section in the  
1-16 same manner as that subchapter applies to a public or private high  
1-17 school.

1-18 (b) For purposes of this section, [in Subchapter F, Chapter  
1-19 37,] "postsecondary educational institution" means:

1-20 (1) an institution of higher education as defined by  
1-21 Section 61.003;

1-22 (2) a private or independent institution of higher  
1-23 education as defined by Section 61.003; or

1-24 (3) a private postsecondary educational institution  
1-25 as defined by Section 61.302.

1-26 (e) Section 1.001(a) does not limit the application of this  
1-27 section to postsecondary educational institutions supported in  
1-28 whole or in part by state tax funds.

1-29 SECTION 2. This Act takes effect September 1, 2005.

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