

By: Madden

H.B. No. 2400

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the expulsion of a student from public school for
3 certain conduct involving marihuana or a controlled substance.

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

5 SECTION 1. Section 37.007, Education Code, is amended by
6 adding Subsection (a-1) to read as follows:

7 (a-1) Subsection (a)(3) does not apply to conduct that is
8 punishable as a felony only under Section 481.134, Health and
9 Safety Code.

10 SECTION 2. Section 37.007(a-1), Education Code, as added by
11 this Act, applies beginning with the 2005-2006 school year.

12 SECTION 3. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2005.