

By: Dutton

H.B. No. 793

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the presence of a teacher during the search of a student  
3 at a public school.

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

5 SECTION 1. Subchapter C, Chapter 37, Education Code, is  
6 amended by adding Section 37.085 to read as follows:

7 Sec. 37.085. SEARCH OF STUDENT. A school official or peace  
8 officer may not conduct a search of a student or the student's  
9 property or locker, on school property or while the student is  
10 attending a school-sponsored or school-related activity on or off  
11 of school property, unless the teacher of a course in which the  
12 student is enrolled is present during the search.

13 SECTION 2. This Act takes effect September 1, 2007.