

By: Howard of Fort Bend

H.B. No. 877

A BILL TO BE ENTITLED

AN ACT

relating to suspending a public school student from participating in extracurricular activities under certain circumstances.

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

SECTION 1. Subchapter D, Chapter 33, Education Code, is amended by adding Section 33.0813 to read as follows:

Sec. 33.0813. SUSPENSION FROM PARTICIPATION IN EXTRACURRICULAR ACTIVITIES UNDER CERTAIN CIRCUMSTANCES. (a) A student who is convicted of a Class C misdemeanor or is found to have engaged in conduct indicating a need for supervision under Section 51.03(b)(1)(A), Family Code, shall be suspended from participating in any extracurricular activity sponsored or sanctioned by a school district or the University Interscholastic League for two consecutive weeks during the 30-day period immediately following the date of the student's conviction or adjudication.

(b) A student who is charged with an offense punishable by confinement or who has been referred to juvenile court for allegedly engaging in delinquent conduct under Section 51.03(a)(1), Family Code, may not participate in any extracurricular activity sponsored or sanctioned by a school district or the University Interscholastic League during the duration of the criminal or juvenile court proceeding. The suspension of a student imposed under this subsection:

1 (1) shall be immediately removed if the student is
2 found not guilty of the offense charged or found not to have engaged
3 in delinquent conduct; and

4 (2) shall be imposed permanently if the student is
5 convicted of the offense charged or found to have engaged in
6 delinquent conduct.

7 SECTION 2. (a) The change in law made by this Act applies
8 only to an offense committed or conduct that occurs on or after the
9 effective date of this Act. For purposes of this section, an
10 offense is committed or conduct occurs before the effective date of
11 this Act if any element of the offense or conduct occurs before that
12 date.

13 (b) An offense committed or conduct that occurs before the
14 effective date of this Act is covered by the law in effect when the
15 offense was committed or the conduct occurred, and the former law is
16 continued in effect for that purpose.

17 SECTION 3. This Act takes effect September 1, 2007.