

By: Olivo

H.B. No. 2900

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to placement in a disciplinary alternative education  
3 program of a student younger than 10 years of age who engages in  
4 conduct for which expulsion is mandatory.

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

6 SECTION 1. Section 37.006(f), Education Code, is amended to  
7 read as follows:

8 (f) Subject to Section 37.007(e), a student who is younger  
9 than 10 years of age shall be removed from class and placed in a  
10 disciplinary alternative education program under Section 37.008 if  
11 the student engages in conduct described by Section 37.007(a) or  
12 (d) that requires expulsion of a student who is at least 10 years of  
13 age [~~37.007~~]. An elementary school student may not be placed in a  
14 disciplinary alternative education program with any other student  
15 who is not an elementary school student.

16 SECTION 2. This Act applies beginning with the 2009-2010  
17 school year.

18 SECTION 3. This Act takes effect immediately if it receives  
19 a vote of two-thirds of all the members elected to each house, as  
20 provided by Section 39, Article III, Texas Constitution. If this  
21 Act does not receive the vote necessary for immediate effect, this  
22 Act takes effect September 1, 2009.