

By: Davis

S.B. No. 1304

A BILL TO BE ENTITLED

AN ACT

relating to a requirement for school districts to report disciplinary actions to the commissioner of education.

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

SECTION 1. Subchapter A, Chapter 37, Education Code, is amended by adding Section 37.0201 to read as follows:

Sec. 37.0201. ADDITIONAL REPORTS RELATING TO DISCIPLINARY ACTIONS. (a) In addition to the reports required under Section 37.020, a school district shall submit to the commissioner a report that contains each instance in which a student is subject to the following disciplinary actions in the district:

(1) the use of corporal punishment as provided by Section 37.0011;

(2) removal from class under Section 37.002;

(3) the use of restraint or time-out under Section 37.0021;

(4) placement in an in-school suspension setting;

(5) suspension from school;

(6) placement in a disciplinary alternative education setting;

(7) expulsion from school; and

(8) placement in a juvenile justice alternative education program.

(b) For each instance in which a student is subject to a

1 disciplinary action under Subsection (a), the report must include  
2 information identifying:

- 3           (1) the age of the student;  
4           (2) the sex of the student;  
5           (3) the race or ethnicity of the student; and  
6           (4) whether the student is eligible for special  
7 education services under Section 29.003.

8           (c) A report required under this section may not include  
9 personally identifiable student information and must comply with  
10 the Family Educational Rights and Privacy Act of 1974 (20 U.S.C.  
11 Section 1232g).

12           (d) Each school district shall submit the report required by  
13 this section annually in a manner determined by the commissioner.

14           SECTION 2. This Act applies beginning with the 2013-2014  
15 school year.

16           SECTION 3. This Act takes effect immediately if it receives  
17 a vote of two-thirds of all the members elected to each house, as  
18 provided by Section 39, Article III, Texas Constitution. If this  
19 Act does not receive the vote necessary for immediate effect, this  
20 Act takes effect September 1, 2013.