

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 15, 2013

TO: Honorable Jimmie Don Aycock, Chair, House Committee on Public Education

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2450 by Raymond (Relating to public and private school searches of students with parental consent and certain disciplinary measures and other procedures that may arise from such a search.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would establish procedures related to searches of student property by school district or charter schools' officials.

The bill would allow the principal of a public or private primary or secondary school or open-enrollment charter school to seek consent from a student's parent or guardian to search the student or their possessions for evidence of a violation of the law or school policy. The bill would prohibit expulsion for a student found to be in violation of law or school policy based on a parental-consent search. A student found to be in violation of law or school policy based on a parental-consent search could be subject to compulsory attendance in a youth boot camp or substance abuse treatment program with the consent of the student's parent or guardian.

The bill would permit cooperation among school districts and charter schools and juvenile boards and juvenile probation authorities related to programs for students who violate certain laws or school policies and would establish terms for deferred adjudication or case dismissal for students participating in certain programs under the terms of the bill.

Local Government Impact

School districts that cooperate with the juvenile board or local juvenile probation department to establish a youth boot camp or substance abuse program may incur administrative costs.

School districts that engage in parental-consent searches of students may be subject to legal challenges related to constitutional violations associated with such searches. School districts may incur legal costs to defend school administrators against lawsuits associated with these searches.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 644 Texas Juvenile Justice Department, 701 Central Education Agency

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