

By: Turner

H.B. No. 3142

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a requirement that a public institution of higher
3 education include a disciplinary notation on a student's transcript
4 under certain circumstances.

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

6 SECTION 1. Subchapter Z, Chapter 51, Education Code, is
7 amended by adding Section 51.9364 to read as follows:

8 Sec. 51.9364. CERTAIN DISCIPLINARY NOTATIONS REQUIRED ON
9 STUDENT TRANSCRIPTS. (a) In this section, "institution of higher
10 education" has the meaning assigned by Section 61.003.

11 (b) If an institution of higher education suspends or expels
12 a student from the institution for any reason, the institution
13 shall include on the student's transcript a disciplinary notation
14 stating that the student was suspended or expelled, as applicable,
15 from the institution.

16 (c) If a student withdraws from an institution of higher
17 education pending disciplinary charges that may have resulted in
18 the student's suspension or expulsion from the institution if the
19 student had not withdrawn, the institution may not end the
20 disciplinary process until the institution makes a final
21 determination of responsibility, including, if applicable, a
22 determination of whether the student would have been suspended or
23 expelled from the institution as a result. If the institution
24 determines that the student would have been suspended or expelled

1 from the institution, the institution shall include a disciplinary
2 notation on the student's transcript stating that the student would
3 have been suspended or expelled, as applicable, from the
4 institution if the student had not withdrawn.

5 (d) An institution of higher education shall remove from a
6 student's transcript a disciplinary notation indicating the
7 student's suspension from the institution if the institution
8 determines that each condition of the suspension has been
9 fulfilled. A suspended student may file a petition with the
10 institution requesting removal of the disciplinary notation under
11 this subsection.

12 (e) The Texas Higher Education Coordinating Board shall
13 adopt rules as necessary to implement this section, including rules
14 establishing a process for a student to appeal or petition for the
15 removal of a disciplinary notation under this section.

16 SECTION 2. The Texas Higher Education Coordinating Board
17 shall adopt the rules required by Section 51.9364, Education Code,
18 as added by this Act, as soon as practicable after this Act takes
19 effect.

20 SECTION 3. The change in law made by this Act applies
21 beginning with the 2017 fall semester.

22 SECTION 4. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this
25 Act does not receive the vote necessary for immediate effect, this
26 Act takes effect September 1, 2017.