

1 HB614
2 167888-3
3 By Representatives Ledbetter, Whorton (R), Garrett, Pettus,
4 Greer, Harbison, Hanes, Rowe, Wood, Faulkner, Wadsworth,
5 Sanderford and Daniels
6 RFD: Judiciary
7 First Read: 05-MAY-15

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8 SYNOPSIS: Under existing law, if a child is found
9 delinquent of an act which if committed by an adult
10 would be a Class A or B felony, the court must
11 notify the applicable school, and the school staff
12 must use the information for the purpose of
13 rehabilitating the child and protecting students
14 and staff.

15 This bill would require a court to notify
16 the school if a child has committed an assault in
17 the first degree or an assault in the second degree
18 on another student on school property.

19 This bill would require the school to
20 discipline the child and, at a minimum, impose a
21 30-day suspension or detention.

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23 A BILL
24 TO BE ENTITLED
25 AN ACT
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1 Relating to school violence; to require a court to
2 notify the school if a child has committed an assault in the
3 first degree or an assault in the second degree on another
4 student on school property; and to require the school to
5 discipline the child and, at a minimum, impose a 30-day
6 suspension or detention.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. (a) If a child enrolled in a school,
9 kindergarten to grade 12, is adjudicated delinquent of or is
10 convicted of committing an assault in the first degree or an
11 assault in the second degree on another student and the
12 assault occurred on school property, the court shall provide
13 written notice to the district superintendent of the school
14 district of attendance or, if the child attends a private
15 school, to the principal of the school. The superintendent or
16 principal shall discipline the child and require, at a
17 minimum, a suspension or detention of at least 30 days.

18 (b) Nothing in this section shall relieve school
19 staff from the confidentiality provisions set forth in
20 Sections 12-15-133 and 12-15-217, Code of Alabama 1975.

21 Section 2. This act shall become effective on the
22 first day of the third month following its passage and
23 approval by the Governor, or its otherwise becoming law.