

House Bill 1113

By: Representatives Williams of the 89th, Smith of the 113th, Holt of the 112th, Ashe of the 56th, Hugley of the 133rd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Subpart 2 of Part 2 of Article 16 of Chapter 2 of Title 20 of the Official Code of
2 Georgia Annotated, relating to public school disciplinary tribunals, so as to provide for
3 reporting by local boards of education regarding expulsion and disciplinary actions for
4 students bringing weapons to school; to provide for related matters; to repeal conflicting
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Subpart 2 of Part 2 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia
9 Annotated, relating to public school disciplinary tribunals, is amended by revising Code
10 Section 20-2-751.1, relating to expulsion and disciplinary policy for students bringing
11 weapons to school, as follows:

12 "20-2-751.1.

13 (a) Each local board of education shall establish a policy requiring the expulsion from
14 school for a period of not less than one calendar year of any student who is determined,
15 pursuant to this subpart, to have brought a weapon to school.

16 (b) The local board of education shall have the authority to modify such expulsion
17 requirement as provided in subsection (a) of this Code section on a case-by-case basis.

18 (c) A hearing officer, tribunal, panel, superintendent, or local board of education shall be
19 authorized to place a student determined to have brought a weapon to school in an
20 alternative educational setting.

21 (d) Each local board of education shall file an annual report, by August 1 of each year,
22 with the Department of Education regarding disciplinary and placement actions taken
23 during the prior school year regarding any student determined to have brought a weapon
24 to school. Such report shall include the following information: the number of students
25 subject to disciplinary or placement action; the age and grade level of such students; such
26 students' race and gender; such students' special education status, if applicable; the type of

27 weapon involved; the type of discipline administered; and the type of placement given to
28 the student, if any. The data required by this subsection shall be reported separately for
29 each school within the local school system. The data required by this subsection may be
30 included in the annual report required by Code Section 20-2-740. Nothing in this Code
31 section shall be construed to authorize the public release of personally identifiable
32 information regarding students or school personnel.

33 ~~(d)~~(e) Nothing in this Code section shall infringe on any right provided to students with
34 Individualized Education Programs pursuant to the federal Individuals with Disabilities
35 Education Act, Section 504 of the federal Rehabilitation Act of 1973, or the federal
36 Americans with Disabilities Act."

37 **SECTION 2.**

38 All laws and parts of laws in conflict with this Act are repealed.