

Regular Session, 2008

HOUSE BILL NO. 328

BY REPRESENTATIVE TRAHAN

STUDENT/DISCIPLINE: Deletes provision that certain disruptive students shall be considered delinquents

1 AN ACT

2 To amend and reenact R.S. 17:224(A), relative to student discipline; to remove provision
3 that certain students shall be considered delinquents; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 17:224(A) is hereby amended and reenacted to read as follows:

7 §224. Unadjustable or incorrigible children; reports to juvenile courts; expulsion,
8 assignments, and transfers

9 A. Unadjustable or incorrigible children; who, through no fault of their
10 parents or tutors or other persons having charge of them, regularly disrupt the orderly
11 processes of the school to which they have been assigned, ~~shall be considered as~~
12 ~~delinquents and~~ may be reported by the visiting teacher; or supervisor of child
13 welfare and attendance; to the juvenile court of the parish, there to be dealt with in
14 the manner prescribed by law.

15 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Trahan

HB No. 328

Abstract: Deletes provision that certain unadjustable or incorrigible children who disrupt the orderly processes of their school shall be considered delinquents.

Present law provides that unadjustable or incorrigible children who, through no fault of their parents or tutors or other persons having charge of them, regularly disrupt the orderly processes of their assigned school shall be considered as delinquents and may be reported by the visiting teacher or supervisor of child welfare and attendance to the parish juvenile court to be dealt with in the manner prescribed by law.

Proposed law retains present law except deletes provision that such children shall be considered delinquents.

Present law provides that any student who exhibits disruptive behavior, an incorrigible attitude, or other general discipline problems may be recommended by the principal for expulsion, assignment to an appropriate alternative education program, or transfer to adult education if such student is:

- (1) 17 or older with less than five units of credit toward graduation.
- (2) 18 or older with less than 10 units of credit toward graduation.
- (3) 19 or older with less than 15 units of credit toward graduation.

Proposed law retains present law.

(Amends R.S. 17:224(A))