

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 880*

Education/Higher Education Committee Substitute Adopted 4/28/93

Short Title: School Expulsion Modified.

(Public)

Sponsors:

Referred to:

April 15, 1993

A BILL TO BE ENTITLED

AN ACT TO ENABLE LOCAL BOARDS OF EDUCATION TO EXPEL FROM SCHOOL THOSE STUDENTS WHOSE CONTINUED PRESENCE IN SCHOOL CONSTITUTES A CLEAR THREAT TO THE SAFETY AND HEALTH OF OTHER STUDENTS OR EMPLOYEES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-391(d) reads as rewritten:

"(d) A local board of education may, upon recommendation of the principal and superintendent, expel any student 14 years of age or older ~~who has been convicted of a felony and~~ whose continued presence in school constitutes a clear threat to the safety and health of other students or employees. Notwithstanding the provisions of G.S. 115C-112, a local board of education has no duty to continue to provide a child with special needs, expelled pursuant to this subsection, with any special education or related services during the period of expulsion."

Sec. 2. The State Board of Education shall report to the 1995 General Assembly and the Joint Legislative Education Oversight Committee no later than February 15, 1995, on the implementation of this act, including the numbers of students expelled under the act.

Sec. 3. This act becomes effective December 1, 1993, and applies to acts committed on or after that date.