

RÉSUMÉ DIGEST

ACT 48 (HB 83)

2020 Second Extraordinary Session

Romero

Existing law provides for the discipline of students for disorderly conduct in school, on school playgrounds, while going to and from school, or during intermission or recess. Further provides, upon the recommendation of a principal for the expulsion of a student, for a hearing by the school board to determine the facts of the case and if the student's conduct warrants expulsion. New law makes existing law applicable even when a student's penalty is reduced to a suspension.

Existing law authorizes a parent or tutor to appeal an expulsion to the district court for the parish in which the student's school is located. New law makes existing law applicable even when a student's penalty is reduced to a suspension.

New law provides that a judgment may include awarding of damages and reasonable attorney fees if a court finds a school official's actions meet specified criteria.

Existing law requires each public school board to review its discipline policies at least annually. Requires each public school board to have established a discipline policy review committee. New law retains existing law and requires such committees to meet no later than Dec. 31, 2020, and update all policies and procedures relative to conduct that occurs at home or any location that is not school property while a student is engaged in virtual instruction.

New law provides for discipline procedures for students engaged in virtual instruction from March 13, 2020, through Dec. 31, 2020.

New law provides for prospective and retroactive applicability.

Effective upon signature of the governor (November 5, 2020).

(Amends R.S. 17:416(C)(4) and (5); Adds R.S. 17:416(K))