

Bill No. CS for SB 2-D

Amendment No. Barcode 915764

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Latvala moved the following amendment:

Senate Amendment

On page 178, between lines 26 and 27,

insert:

(d) Student equivalent of Miranda rights.--Before a student who is subject to discipline under this subsection answers any questions, the student must be told that he or she is the subject of an investigation that may lead to suspension, reassignment, or expulsion. The student must be told that what he or she says can be held against him or her and that he or she is entitled to have his or her parent or an attorney present. The student must also be informed of possible consequences before the student is asked to answer any questions.

(e) Student right of due process.--Before a decision is made to discipline a student, the student must receive written notice of the charges and the evidence against him or her so that the student has an opportunity to defend himself or herself prior to any punishment being rendered. If

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1 reassignment or expulsion is recommended, the student must be
 2 allowed to file an appeal to a school official who was not
 3 involved in the discipline decision. The student must also be
 4 allowed to appeal to the district school board a disciplinary
 5 reassignment.

6 (f) Denial of graduation prohibited.--Graduation is
 7 the culmination of a student's career in grades K through 12
 8 and may not be used as a punishment. A student may not be
 9 denied the right to participate in graduation exercises with
 10 his or her classmates unless the student has failed to
 11 complete the requirements for a diploma or unless the student
 12 is a threat to himself or herself or other students. A student
 13 must be allowed to appeal to the district school board any
 14 decision to deny the student the right to participate in
 15 graduation exercises.

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