

*****Adopted*****

AMENDMENT No. 1 PROPOSED TO

Committee Sub. for SB NO. 2404

By Senator(s) Ferris

1 **AMEND by inserting after line 434 this new section and**
2 **renumber the following sections:**

3 SECTION 4. Section 43-21-621, Mississippi Code of 1972, is
4 amended as follows:

5 43-21-621. (1) The youth court may, in compliance with the
6 laws governing education of children, order any state-supported
7 public school in its jurisdiction after notice and hearing to
8 enroll or reenroll any compulsory-school-age child in school, and
9 further order appropriate educational services. Provided,
10 however, that the youth court shall not order the enrollment or
11 reenrollment of a student that has been suspended or expelled by a
12 public school pursuant to Section 37-9-71 or 37-7-301 * * *. The
13 superintendent of the school district to which such child is
14 ordered may, in his discretion, assign such child to the
15 alternative school program of such school established pursuant to
16 Section 37-13-92, Mississippi Code of 1972. The court shall have
17 jurisdiction to enforce school and education laws. Nothing in
18 this section shall be construed to affect the attendance of a
19 child in a legitimate home instruction program.

20 (2) The youth court may specify the following conditions of

21 probation related to any juvenile ordered to enroll or reenroll in
22 school: That the juvenile maintain passing grades in up to four
23 (4) courses during each grading period and meet with the court
24 counselor and a representative of the school to make a plan for
25 how to maintain those passing grades.

26 (3) If the adjudication of delinquency was for an offense
27 involving a threat to the safety of the juvenile or others and
28 school attendance is a condition of probation, the youth court
29 judge shall make a finding that the principal of the juvenile's
30 school should be notified. If the judge orders that the principal
31 be notified, the youth court counselor shall within five (5) days
32 or before the juvenile begins to attend school, whichever occurs
33 first, notify the principal of the juvenile's school in writing of
34 the nature of the offense and the probation requirements related
35 to school attendance. A principal notified by a juvenile court
36 counselor shall handle the report according to the guidelines and
37 rules adopted by the State Board of Education.

38 (4) The Administrative Office of * * * Courts shall report
39 to the Legislature on the number of juveniles reported to
40 principals in accordance with this section no later than January
41 1, 1996.

42 **FURTHER, amend the title by inserting the following after the**
43 **semicolon on line 12:**

44 **TO AMEND SECTION 43-21-621, MISSISSIPPI CODE OF 1972, TO CONFORM**
45 **THE AUTHORITY OF THE YOUTH COURT OVER STUDENTS TO THE PROVISIONS**
46 **OF THIS ACT;**