

By: Senator(s) King

To: Education

SENATE BILL NO. 2301

1 AN ACT TO AMEND SECTION 37-11-18, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE FOR THE AUTOMATIC EXPULSION OF A STUDENT FOR ASSAULTING
3 A TEACHER OR OTHER SCHOOL EMPLOYEE; AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** Section 37-11-18, Mississippi Code of 1972, is
6 amended as follows:

7 37-11-18. Any student in any school (a) who possesses any
8 controlled substance in violation of the Uniform Controlled
9 Substances Law, a knife, handgun, other firearm or any other
10 instrument considered to be dangerous and capable of causing
11 bodily harm or (b) who commits a violent act on educational
12 property as defined in Section 97-37-17, Mississippi Code of 1972,
13 or (c) who commits simple or aggravated assault upon any teacher
14 or other school employee, as defined in Section 97-3-7, shall be
15 subject to automatic expulsion for a calendar year by the
16 superintendent or principal of the school in which the student is
17 enrolled; provided, however, that the superintendent of the school
18 shall be authorized to modify the period of time for such
19 expulsion on a case by case basis. Such expulsion shall take
20 effect immediately subject to the constitutional rights of due
21 process, which shall include the student's right to appeal to the
22 local school board.

23 **SECTION 2.** This act shall take effect and be in force from
24 and after July 1, 2003.

