

## **BILL ANALYSIS**

Senate Research Center

C.S.S.B. 1330

By: Shapiro

Education

4/22/1999

Committee Report (Substituted)

### **DIGEST**

Currently, Texas law allows a sex offender and the victim of the sex offender to be placed in the same classroom. Such a situation has been reported to cause undue stress on the victim and to serve as a distraction in the learning process for the victim. This bill would prohibit a person who has been convicted of indecency with a child, aggravated sexual assault, or sexual assault, from being assigned to a classroom with the victim of the crime without the written consent of the parents of the victim.

### **PURPOSE**

As proposed, C.S.S.B. 1330 sets forth procedures limiting the assignment of a student to a particular class under certain circumstances.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 37A, Education Code, by adding Section 37.0031, as follows:

Sec. 37.0031. LIMITING ASSIGNMENT OF CERTAIN STUDENTS TO CLASS OF VICTIM. Prohibits a student who has been adjudicated as having engaged in delinquent conduct that included a certain violation, or who has been convicted of an offense under certain sections, from being assigned to the same class room as the victim of that delinquent conduct or offense without the consent of the victim or victim's parents, if the victim is 18 years of age or older, unless the Placement Review Committee determines that such placement is the only alternative.

SECTION 2. Amends Section 37.003(a), Education Code, to require each school to establish a committee to determine the placement of a student when a teacher refuses the return of a student to the teacher's class room or a parent or victim refuses the student's assignment to a class room under Section 37.0031. Makes conforming changes.

SECTION 3. Provides that this Act applies beginning with the 1999 - 2000 school year.

SECTION 4. Emergency clause.  
Effective date: upon passage.

### **SUMMARY OF COMMITTEE CHANGES**

SECTION 1.

Amends Chapter 37A, Education Code, to prohibit a student who has been adjudicated as having engaged in delinquent conduct from being assigned to the same class room as the victim.

SECTION 2.

Amends Section 37.003(a), Education Code, to make conforming changes.