

Committee Substitute for Senate Bill No. 184

An act relating to district school board duties relating to student discipline and school safety; amending s. 1006.07, F.S.; amending requirements relating to codes of student conduct; deleting the notice requirement for possession of an electronic telephone pager while a student is on school property or attending a school function; providing for the possession of wireless communications devices; requiring notice of possible disciplinary action or criminal penalties if a wireless communications device is used in a criminal act; providing for rules by the district school board; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (d) of subsection (2) of section 1006.07, Florida Statutes, is amended, and present paragraphs (e) through (k) of that subsection are redesignated as paragraphs (f) through (l), respectively, and a new paragraph (e) is added to that subsection, to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(2) CODE OF STUDENT CONDUCT.—Adopt a code of student conduct for elementary schools and a code of student conduct for middle and high schools and distribute the appropriate code to all teachers, school personnel, students, and parents, at the beginning of every school year. Each code shall be organized and written in language that is understandable to students and parents and shall be discussed at the beginning of every school year in student classes, school advisory council meetings, and parent and teacher association or organization meetings. Each code shall be based on the rules governing student conduct and discipline adopted by the district school board and shall be made available in the student handbook or similar publication. Each code shall include, but is not limited to:

(d) Notice that illegal use, possession, or sale of controlled substances, as defined in chapter 893, ~~or possession of electronic telephone pagers~~, by any student while the student is upon school property or in attendance at a school function is grounds for disciplinary action by the school and may also result in criminal penalties being imposed.

(e) Notice that use of a wireless communications device includes the possibility of the imposition of disciplinary action by the school or criminal penalties if the device is used in a criminal act. A student may possess a wireless communications device while the student is on school property or in attendance at a school function. Each district school board shall adopt rules governing the use of a wireless communications device by a student while the student is on school property or in attendance at a school function.

Section 2. This act shall take effect July 1, 2004.

Approved by the Governor June 10, 2004.

Filed in Office Secretary of State June 10, 2004.