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HOUSE BILL 1213

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY
STEVEN E. PEARCE

AN ACT

RELATING TO PUBLIC SCHOOLS; ENACTING A NEW SECTION OF THE PUBLIC SCHOOL CODE; PROVIDING MANDATORY DISCIPLINARY PROCEDURES FOR A STUDENT WHO ASSAULTS A TEACHER OR MEMBER OF THE EDUCATIONAL STAFF.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. DISCIPLINE FOR ASSAULT. --In addition to other student policies or remedies at law, a student who commits an assault upon a teacher or staff member of the school in which the student is attending shall be disciplined as follows:

- A. mandatory suspension for at least three school days if the assault is verbal;
- B. mandatory suspension for at least six school days if the assault is physical;
- C. mandatory expulsion from school if the there is

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1 substantive physical harm inflicted upon the teacher or staff
2 member as the result of the assault; or

3 D. mandatory expulsion from school for a second or
4 subsequent assault offense.