

105TH CONGRESS
1ST SESSION

H. R. 329

To require States that receive funds under the Elementary and Secondary Education Act of 1965 to enact a law that requires the expulsion of students who are convicted of a crime of violence.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. SOLOMON introduced the following bill; which was referred to the Committee on Education and the Workforce.

A BILL

To require States that receive funds under the Elementary and Secondary Education Act of 1965 to enact a law that requires the expulsion of students who are convicted of a crime of violence.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXPULSION FOR STUDENT CONVICTED OF VIO-**
4 **LENT CRIME.**

5 (a) IN GENERAL.—A State shall not be eligible to
6 receive Federal funds under the Elementary and Second-
7 ary Education Act of 1965 unless such State has in effect
8 a law which, on the first day of each fiscal year succeeding

1 the fiscal year beginning after September 30, 1996, re-
2 quires a local educational agency to expel from school for
3 a period of not less than 1 month a student who is con-
4 victed of a crime of violence.

5 (b) CONSTRUCTION.—Nothing in this section shall be
6 construed to prevent a State from allowing a local edu-
7 cational agency that has expelled a student from such a
8 student’s regular school setting from providing edu-
9 cational services to such student in an alternative setting.

10 (c) DEFINITIONS.—For purposes of this section—

11 (1) the term “local educational agency” has the
12 same meaning given such term in section 14101 of
13 the Elementary and Secondary Education Act of
14 1965; and

15 (2) the term “crime of violence” has the same
16 meaning given such term in section 16 of title 18,
17 United States Code.

○