

SB237_L.001

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee_____
DateCommittee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB09-237 be amended as follows:

1 Amend printed bill, strike page 2 and substitute the following:

2 "SECTION 1. 22-33-106 (1) (d), Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

4 **22-33-106. Grounds for suspension, expulsion, and denial of**
5 **admission.** (1) The following shall be grounds for suspension or
6 expulsion of a child from a public school during a school year:

7 (d) (IV) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH
8 (I) OF THIS PARAGRAPH (d), THE CARRYING, BRINGING, OR POSSESSING OF
9 A FIREARM FACSIMILE AS DESCRIBED IN SUBPARAGRAPH (II) OF THIS
10 PARAGRAPH (d) WITHOUT THE AUTHORIZATION OF THE SCHOOL OR SCHOOL
11 DISTRICT SHALL NOT REQUIRE MANDATORY EXPULSION IF A DISCIPLINARY
12 INVESTIGATION BY SCHOOL OFFICIALS DETERMINES THE FIREARM
13 FACSIMILE WAS NOT USED OR INTENDED TO BE USED TO INFLICT HARM.
14 NOTHING IN THIS SUBPARAGRAPH (IV) SHALL BE CONSTRUED AS
15 PROHIBITING A SCHOOL DISTRICT FROM EXPELLING A STUDENT UNDER THE
16 CIRCUMSTANCES SPECIFIED IN THIS SUBPARAGRAPH (IV) IF THE EXPULSION
17 WOULD BE IN ACCORDANCE WITH THE SCHOOL DISTRICT'S DISCIPLINE
18 CODE."

19 Page 3, strike lines 1 through 5.

20 Renumber succeeding section accordingly.

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