

1 SB213
2 115844-1
3 By Senator Orr
4 RFD: Education
5 First Read: 12-JAN-10

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8 SYNOPSIS: This bill would authorize each local board
9 of education to develop a policy regarding the
10 confiscation of pocket pagers, cellular telephones,
11 or other electronic communication devices of
12 students.

13
14 A BILL
15 TO BE ENTITLED
16 AN ACT
17

18 To amend Section 16-1-27, Code of Alabama 1975,
19 relating to school board policy regarding usage of electronic
20 communication devices, to authorize each local board of
21 education to develop a policy regarding the confiscation of
22 pocket pagers, cellular telephones, or other electronic
23 communication devices of students.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. Section 16-1-27, Code of Alabama 1975, is
26 amended to read as follows:

27 "§16-1-27.

1 "(a) A local board of education may permit any pupil
2 to carry a pocket pager, cellular telephone, or other
3 electronic communication device while on school property and
4 may permit any pupil to use a pocket pager, cellular
5 telephone, or other electronic communication device, when such
6 use is expressly and specifically permitted by the school
7 administrator, teacher, or employee who is acting in a
8 supervisory capacity at the time of the use.

9 "(b) Any pupil found in violation of this section
10 shall be subject to suspension by the board of education.

11 (c) Each local board of education may adopt a local
12 policy that pertains to pocket pagers, cellular telephones,
13 and other electronic communication devices. Such policy may
14 include a provision that upon the first violation of the
15 policy, the device shall be confiscated, the parent or
16 guardian shall be notified of the confiscation, and the device
17 shall not be returned to the student, but may be returned only
18 to the parent or guardian of the student."

19 Section 2. This act shall become effective on the
20 first day of the third month following its passage and
21 approval by the Governor, or its otherwise becoming law.