

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE BILL 498*
PROPOSED COMMITTEE SUBSTITUTE S498-PCS55296-RJ-4

Short Title: Modify Law Re: Corporal Punishment.

(Public)

Sponsors:

Referred to:

April 4, 2011

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE INVOLVEMENT OF A PARENT OR GUARDIAN BEFORE
SCHOOL OFFICIALS MAY ADMINISTER CORPORAL PUNISHMENT ON A
STUDENT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-391(a)(5) reads as rewritten:

"(5) ~~Corporal punishment shall not be administered on a student who is a child with a disability as defined in G.S. 115C-106.3(1) or on a student with a disability who is covered under section 504 of the federal Rehabilitation Act of 1973, as amended, 29 U.S.C. § 794, whose parent or guardian has stated in writing that corporal punishment shall not be administered on that student. Parents and guardians shall be given a form to make such an election at the beginning of the school year or when the student first enters the school during the year. If a parent or guardian has not submitted in writing that corporal punishment shall not be used on the student, then the form shall be presented to the parent or guardian at the first individualized education program or section 504 plan meeting held during the school year. Corporal punishment shall not be administered on a student whose parent or guardian has stated in writing that corporal punishment shall not be administered to that student. Parents and guardians shall be given a form to make such an election at the beginning of the school year or when the student first enters the school during the year. If the parent or guardian does not return the form, corporal punishment may be administered on the student.~~"

SECTION 2. This act is effective when it becomes law and applies beginning with the 2011-2012 school year.



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