

**House Judiciary Reported Substitute for SB133**

A BILL
TO BE ENTITLED
AN ACT

Relating to juvenile proceedings; to amend Section 12-15-217, Code of Alabama 1975, to require written notification to be provided to the local superintendent of education or principal of a private K-12 school when an enrolled child has been charged with or adjudicated delinquent by the juvenile court for committing **certain capital and other offenses**; and to authorize the written notification to be provided when an enrolled child has been charged with or adjudicated delinquent by the juvenile court for committing any other act which would be considered a crime if committed by an adult.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 12-15-217 of the Code of Alabama 1975, is amended to read as follows:

"§12-15-217

(a) (1) Notwithstanding ~~subsection (a) of~~ Section 12-15-133 (a), ~~written notice that if~~ a child, believed to be enrolled in a school, kindergarten to grade 12, has been ~~found~~ charged with or adjudicated to be delinquent by a juvenile court of ~~an act which if committed by an adult would be a~~

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~~Class A or B felony or any other crime, at the discretion of a~~
capital offense pursuant to Section 13A-5-40, murder pursuant
to Section 13A-6-2, rape in the first degree pursuant to
Section 13A-6-61, or sodomy in the first degree pursuant to
Section 13A-6-63, the juvenile court, shall ~~be provided~~
provide written notice within seven days after the charge or
adjudication of delinquency to the superintendent of the
school district of attendance, or, if the child attends a
private school, to the principal of the school.

(2) Notwithstanding Section 12-15-133(a), if a child,
believed to be enrolled in a school, kindergarten to grade 12,
has been charged with or adjudicated to be delinquent by a
juvenile court of any act which if committed by an adult would
be a crime, other than those outlined in subdivision (1), the
juvenile court may provide written notice within seven days
after the charge or adjudication of delinquency to the
superintendent of the school district of attendance, or, if
the child attends a private school, to the principal of the
school.

(3) The juvenile court shall provide the notice using
whatever method it deems appropriate or otherwise as decided
by the Administrative Office of Courts. ~~The prosecutor may~~
~~recommend to the juvenile court that notice be given to the~~
~~school for any delinquent act.~~

(4) Written notice shall include only the offenses,
enumerated by the appropriate code section and brief
description, found to have been committed by the child and the
disposition of the case ~~involving the child.~~

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(5) Where applicable, this notice ~~shall~~ may be expeditiously transmitted by the district superintendent to the principal at the school of attendance. The principal ~~shall~~ may disseminate the information to those counselors directly supervising or reporting on the behavior or progress of the child. In addition, the principal may disseminate the information to any teacher, administrator, or other school employee directly supervising or reporting on the behavior or progress of the child whom the principal believes needs the information to work with the ~~pupil~~ child in appropriate fashion or to protect other students and staff.

(b) Any information received by a teacher, counselor, administrator, or other school employee pursuant to this section shall be received in confidence for the limited purpose of rehabilitating the child and protecting students and staff, and shall not be further disseminated by the teacher, counselor, or administrator, except ~~insofar as~~ where communication with the child, his or her parent, legal guardian, legal custodian, law enforcement personnel, and the juvenile probation officer of the child is necessary to ~~effectuate the rehabilitation of~~ rehabilitate the child or to protect students and staff.

(c) An intentional violation of the confidentiality provisions of this section is a Class A misdemeanor under the jurisdiction of the juvenile court."

Section 2. This act shall become effective on October 1, 2025.