

HB189 INTRODUCED



1 HB189
2 KHBE35U-1
3 By Representative Baker
4 RFD: Judiciary
5 First Read: 13-Jan-26



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5 SYNOPSIS:

6 Under existing law, a local superintendent of
7 education or principal of a private K-12 school may be
8 notified in writing if a child enrolled in a school
9 under their jurisdiction has been adjudicated
10 delinquent for committing certain criminal acts.

11 This bill would require the juvenile court to
12 provide written notification to the local
13 superintendent or principal of a private K-12 school
14 upon an enrolled child being charged with or
15 adjudicated delinquent by the juvenile court for
16 committing certain capital and other offenses.

17 This bill would also authorize the juvenile
18 court to provide written notification to the local
19 superintendent or principal of a private K-12 school
20 upon an enrolled child being charged with or
21 adjudicated delinquent by the juvenile court for
22 committing any other act which would be considered
23 criminal if committed by an adult.

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 A BILL

 TO BE ENTITLED

 AN ACT



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30 Relating to juvenile proceedings; to amend Section
31 12-15-217, Code of Alabama 1975, to require written
32 notification to be provided to the local superintendent of
33 education or principal of a private K-12 school when an
34 enrolled child has been charged with or adjudicated delinquent
35 by the juvenile court for committing certain capital and other
36 offenses; and to authorize the written notification to be
37 provided when an enrolled child has been charged with or
38 adjudicated delinquent by the juvenile court for committing
39 any other act which would be considered a crime if committed
40 by an adult.

41 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

42 Section 1. Section 12-15-217 of the Code of Alabama
43 1975, is amended to read as follows:

44 "§12-15-217

45 (a) (1) Notwithstanding ~~subsection (a) of~~ Section
46 12-15-133 (a), ~~written notice that if~~ a child, believed to be
47 enrolled in a school, kindergarten to grade 12, has been ~~found~~
48 ~~charged with or adjudicated to be~~ delinquent by a juvenile
49 ~~court of an act which if committed by an adult would be a~~
50 ~~Class A or B felony or any other crime, at the discretion of a~~
51 ~~capital offense pursuant to Section 13A-5-40, murder pursuant~~
52 ~~to Section 13A-6-2, rape in the first degree pursuant to~~
53 ~~Section 13A-6-61, or sodomy in the first degree pursuant to~~
54 ~~Section 13A-6-63, the juvenile court, shall ~~be provided~~~~
55 ~~provide written notice within seven days after the charge or~~
56 ~~adjudication of delinquency~~ to the superintendent of the



57 school district of attendance, or, if the child attends a
58 private school, to the principal of the school.

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

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

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

78 (5) Where applicable, this notice~~shall~~may be
79 expeditiously transmitted by the district superintendent to
80 the principal at the school of attendance. The principal~~shall~~
81 may disseminate the information to those counselors directly
82 supervising or reporting on the behavior or progress of the
83 child. In addition, the principal may disseminate the
84 information to any teacher, administrator, or other school



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85 employee directly supervising or reporting on the behavior or
86 progress of the child whom the principal believes needs the
87 information to work with the ~~pupil~~ child in appropriate
88 fashion or to protect other students and staff.

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

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

103 Section 2. This act shall become effective on October
104 1, 2026.