

HOUSE BILL NO. HB0047

Confidential student disciplinary hearing.

Sponsored by: Representative(s) Greear and Senator(s) Coe

A BILL

for

1 AN ACT relating to children; providing that relevant
2 proceedings of a court action involving misconduct of a
3 minor may be disclosed to the minor's school district for
4 purposes of suspension or expulsion of the minor from
5 school as specified; and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 14-6-203(g)(v), (vi) and by creating
10 a new paragraph (vii) and 14-6-240(e) are amended to read:

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12 **14-6-203. Jurisdiction; confidentiality of records.**

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14 (g) Except as provided by subsection (j) of this
15 section, all information, reports or records made, received
16 or kept by any municipal, county or state officer or
17 employee evidencing any legal or administrative process or

1 disposition resulting from a minor's misconduct are
2 confidential and subject to the provisions of this act. The
3 existence of the information, reports or records or
4 contents thereof shall not be disclosed by any person
5 unless:

6
7 (v) The disclosure is made to a victim of a
8 delinquent act constituting a felony, in accordance with
9 W.S. 14-6-501 through 14-6-509; ~~or~~

10
11 (vi) The disclosure is authorized by W.S.
12 7-19-504; ~~or~~ or

13
14 (vii) The disclosure is made to an
15 administrative employee or member of the board of trustees
16 of the minor's school district, authorized by the court to
17 receive the information, for purposes of the suspension or
18 expulsion of the minor pursuant to W.S. 21-4-305(d),
19 provided:

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21 (A) The court finds that the court action
22 involves matters which are relevant to the suspension or
23 expulsion of the minor pursuant to W.S. 21-4-305(e). Only
24 materials and evidence relevant to the minor's potential

1 suspension or expulsion shall be disclosed to an
2 administrative employee or member of the board of trustees
3 of the minor's school district; and

4
5 (B) The school district administrative
6 employees or board of trustee members authorized to receive
7 the minor's confidential information shall only disclose
8 the information:

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10 (I) To other members of the board of
11 trustees or the superintendent for purposes of W.S.
12 21-4-305(d); and

13
14 (II) To the minor and his parents,
15 legal guardians, attorneys or guardian ad litem.

16
17 **14-6-240. Fingerprinting or photographing of child;**
18 **disclosure of child's records.**

19
20 (e) The court or the prosecuting attorney may release
21 the name of the minor, the legal records or disposition in
22 any delinquency proceeding filed in juvenile court to the
23 minor's victim or victims and the members of the immediate
24 family of any victim. The victim of a delinquent act

1 constituting a felony shall be provided additional
2 information regarding the delinquency proceeding in
3 accordance with W.S. 14-6-501 through 14-6-509. Except as
4 otherwise allowed under W.S. 14-6-203(g)(i) through ~~(iv)~~
5 (v), legal records released by the court under this
6 subsection shall not include predisposition studies and
7 reports, social summaries, medical or psychological
8 reports, educational records or transcripts of
9 dispositional hearings.

10

11 **Section 2.** This act is effective July 1, 2013.

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13 (END)