

1 ENGROSSED SENATE AMENDMENT
TO

2 ENGROSSED HOUSE
3 BILL NO. 1308

By: Conley and Randleman of the
House

4 and

5 David of the Senate

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7
8 [school safety - requiring school district to
9 develop policy determining if student needs to
10 complete an assessment or evaluation prior to
11 returning to school - effective date]

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15 AMENDMENT NO. 1. Page 1, strike the stricken title, enacting clause
and entire bill and insert

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17 "[school safety - requiring school district to
develop policy determining if student needs to
18 complete an assessment - effective date]

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20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. AMENDATORY Section 1, Chapter 323, O.S.L.
22 2018 (70 O.S. Supp. 2018, Section 24-100.8), is amended to read as
23 follows:
24

1 Section 24-100.8 A. As used in this section, "threatening
2 behavior" means any verbal or written threat or act of threatening
3 behavior, whether or not it is directed at another person, which
4 reasonably indicates ~~potential for future~~ that students or school
5 personnel are at actual and imminent risk of serious physical harm
6 ~~to students, school personnel or school property~~ and includes, but
7 is not limited to, a terrorist attack, a school campus shooting or a
8 verbal or written threat or act of threatening behavior directed
9 against a person.

10 B. An officer or employee of a school district or member of a
11 board of education shall notify law enforcement ~~of any verbal threat~~
12 ~~or act of threatening behavior which reasonably may have the~~
13 ~~potential to endanger students, school personnel or school property~~
14 as defined in subsection A of this section.

15 C. Officers or employees of a school district or members of a
16 board of education shall be immune from employment discipline and
17 any civil liability for communicating information pursuant to
18 subsection B of this section in good faith ~~if they reasonably~~
19 ~~believe a person is making verbal threats or is exhibiting~~
20 ~~threatening behavior.~~

21 D. Officers or employees of a school district or members of a
22 board of education who notify law enforcement of threatening
23 behavior by a student shall comply with state and federal laws
24 applicable to release of student education records.

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14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 3. AMENDATORY Section 1, Chapter 323, O.S.L.
16 2018 (70 O.S. Supp. 2018, Section 24-100.8), is amended to read as
17 follows:

18 Section 24-100.8 A. As used in this section, "threatening
19 behavior" means any verbal threat or act of threatening behavior,
20 whether or not it is directed at another person, which reasonably
21 indicates ~~potential for future~~ that students, school personnel or
22 school property are at actual and imminent risk of serious physical
23 harm ~~to students, school personnel or school property~~ and includes,
24 but is not limited to, a verbal threat or act of threatening

1 behavior directed against a person, vandalism of property, a
2 terrorist attack or a school campus shooting.

3 B. An officer or employee of a school district or member of a
4 board of education shall notify law enforcement ~~of any verbal threat~~
5 ~~or act of threatening behavior which reasonably may have the~~
6 ~~potential to endanger students, school personnel or school property~~
7 as defined in subsection A of this section.

8 C. Officers or employees of a school district or members of a
9 board of education shall be immune from employment discipline and
10 any civil liability for communicating information pursuant to
11 subsection B of this section in good faith ~~if they reasonably~~
12 ~~believe a person is making verbal threats or is exhibiting~~
13 ~~threatening behavior.~~

14 D. Officers or employees of a school district or members of a
15 board of education who notify law enforcement of threatening
16 behavior by a student shall comply with state and federal laws
17 applicable to release of student education records.

18 E. The school district shall develop a policy to determine if a
19 student who engages in threatening behavior that has the potential
20 to cause severe bodily harm or extreme violence needs to complete a
21 mental health assessment or psychological evaluation at the expense
22 of the parent or guardian of the student and administered by a
23 psychologist trained in assessing harmful behavior prior to
24 returning to the general population environment of the school. If

1 needed, alternative education placement options shall be provided by
2 the school district.

3 F. Nothing in this section shall be construed to impose a
4 specific liability on any school district.

5 SECTION 4. This act shall become effective November 1, 2019.

6 Passed the House of Representatives the 7th day of March, 2019.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ___ day of _____, 2019.

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Presiding Officer of the Senate

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