

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 1150 By: Griffin of the Senate  
3 and  
4 Downing of the House  
5  
6

7 An Act relating to school employees; requiring a  
8 school employee who has certain belief to report to  
9 the Department of Human Services and local law  
10 enforcement; requiring reports to the Department of  
11 Human Services to be made via certain hotline;  
providing a definition; providing for promulgation of  
rules; providing for codification; providing an  
effective date; and declaring an emergency.

12 AUTHORS: Remove Representative Downing as principal House  
13 author and substitute with Representative Taylor

14 Add as coauthor Representative Downing

15 AMENDMENT NO. 1. Replace the title, enacting clause and entire bill  
16 and insert

17 "An Act relating to school employees; defining term;  
18 directing officers and employees of school districts  
19 to notify law enforcement of certain activities;  
20 providing immunity from civil liability and  
21 employment discipline; requiring a school employee  
22 who has certain belief to report to the Department  
23 of Human Services and local law enforcement;  
24 requiring reports to the Department of Human  
Services to be made via certain hotline; defining  
term; providing for promulgation of rules; providing  
for codification; providing an effective date; and  
declaring an emergency.

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

2 SECTION 1. NEW LAW A new section of law to be codified  
3 in the Oklahoma Statutes as Section 24-100.8 of Title 70, unless  
4 there is created a duplication in numbering, reads as follows:

5 A. As used in this section, "threatening behavior" means any  
6 verbal threat or threatening behavior, whether or not it is directed  
7 at another person, which indicates potential for future harm to  
8 students, school personnel or school property.

9 B. An officer or employee of a school district or member of a  
10 board of education shall notify law enforcement of any verbal threat  
11 or act of threatening behavior which reasonably may have the  
12 potential to endanger students, school personnel or school property.

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

19 D. Nothing in this section shall be construed to impose a  
20 specific liability on any school district.

21 SECTION 2. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 1210.163 of Title 70, unless  
23 there is created a duplication in numbering, reads as follows:

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1           A. A school employee who has reason to believe that a student  
2 is a victim of abuse or neglect shall report the matter promptly to  
3 the Department of Human Services and to local law enforcement.  
4 Reports to the Department of Human Services shall be made via the  
5 hotline provided for in subsection A of Section 1-2-101 of Title 10A  
6 of the Oklahoma Statutes.

7           B. For the purposes of this section, "child abuse and neglect"  
8 shall include, but not be limited to:

9           1. Child abuse as defined in Section 843.5 of Title 21 of the  
10 Oklahoma Statutes;

11           2. Sexual abuse or sexual exploitation as defined in Section 1-  
12 1-105 of Title 10A of the Oklahoma Statutes;

13           3. Contributing to the delinquency of a minor as defined in  
14 Section 856 of Title 21 of the Oklahoma Statutes;

15           4. Trafficking in children, as defined in Section 866 of Title  
16 21 of the Oklahoma Statutes;

17           5. Incest as described in Section 885 of Title 21 of the  
18 Oklahoma Statutes;

19           6. Forcible sodomy, as described in Section 888 of Title 21 of  
20 the Oklahoma Statutes;

21           7. Maliciously, forcibly or fraudulently taking or enticing a  
22 child away, as described in Section 891 of Title 21 of the Oklahoma  
23 Statutes;

24

1 8. Soliciting or aiding a minor child to perform or showing,  
2 exhibiting, loaning or distributing obscene material or child  
3 pornography, as described in Section 1021 of Title 21 of the  
4 Oklahoma Statutes;

5 9. Procuring or causing the participation of any minor child in  
6 any child pornography or knowingly possessing, procuring or  
7 manufacturing child pornography, as described in Section 1021.2 of  
8 Title 21 of the Oklahoma Statutes;

9 10. Permitting or consenting the participation of a minor child  
10 in any child pornography, as described in Section 1021.3 of Title 21  
11 of the Oklahoma Statutes;

12 11. Facilitating, encouraging, offering or soliciting sexual  
13 conduct with a minor, as described in Section 1040.13a of Title 21  
14 of the Oklahoma Statutes;

15 12. Offering or offering to secure a minor child for the  
16 purposes of prostitution or any other lewd or indecent act, as  
17 described in Section 1087 of Title 21 of the Oklahoma Statutes;

18 13. Causing, inducing, persuading or encouraging a minor child  
19 to engage or continue to engage in prostitution, as described in  
20 Section 1088 of Title 21 of the Oklahoma Statutes;

21 14. Rape or rape by instrumentation, as described in Sections  
22 1111.1 and 1114 of Title 21 of the Oklahoma Statutes; and

23 15. Making any oral, written or electronically or computer-  
24 generated lewd or indecent proposals to a minor child under the age

1 of sixteen (16) as described in Section 1123 of Title 21 of the  
2 Oklahoma Statutes.

3 SECTION 3. This act shall become effective July 1, 2018.

4 SECTION 4. It being immediately necessary for the preservation  
5 of the public peace, health or safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval."

8 Passed the House of Representatives the 25th day of April, 2018.

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11 \_\_\_\_\_  
12 Presiding Officer of the House of  
Representatives

13 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2018.

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17 Presiding Officer of the Senate  
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2 BILL NO. 1150

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6 An Act relating to school employees; requiring a  
7 school employee who has certain belief to report to  
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10 Human Services to be made via certain hotline;  
11 providing a definition; providing for promulgation of  
12 rules; providing for codification; providing an  
13 effective date; and declaring an emergency.

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

15 SECTION 5. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 1210.163 of Title 70, unless  
17 there is created a duplication in numbering, reads as follows:

18 A. A school employee who has reason to believe that a student  
19 is a victim of abuse or neglect shall report the matter promptly to  
20 the Department of Human Services and to local law enforcement.

21 Reports to the Department of Human Services shall be made via the  
22 hotline provided for in subsection A of Section 1-2-101 of Title 10A  
23 of the Oklahoma Statutes.

24 B. For the purposes of this section, "child abuse and neglect"  
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2 Oklahoma Statutes;
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4 1-105 of Title 10A of the Oklahoma Statutes;
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6 Section 856 of Title 21 of the Oklahoma Statutes;
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8 21 of the Oklahoma Statutes;
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10 Oklahoma Statutes;
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12 the Oklahoma Statutes;
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14 child away, as described in Section 891 of Title 21 of the Oklahoma  
15 Statutes;
- 16       8. Soliciting or aiding a minor child to perform or showing,  
17 exhibiting, loaning or distributing obscene material or child  
18 pornography, as described in Section 1021 of Title 21 of the  
19 Oklahoma Statutes;
- 20       9. Procuring or causing the participation of any minor child in  
21 any child pornography or knowingly possessing, procuring or  
22 manufacturing child pornography, as described in Section 1021.2 of  
23 Title 21 of the Oklahoma Statutes;

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1        10. Permitting or consenting the participation of a minor child  
2 in any child pornography, as described in Section 1021.3 of Title 21  
3 of the Oklahoma Statutes;

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5 conduct with a minor, as described in Section 1040.13a of Title 21  
6 of the Oklahoma Statutes;

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8 purposes of prostitution or any other lewd or indecent act, as  
9 described in Section 1087 of Title 21 of the Oklahoma Statutes;

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11 to engage or continue to engage in prostitution, as described in  
12 Section 1088 of Title 21 of the Oklahoma Statutes;

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19       SECTION 6. This act shall become effective July 1, 2018.

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