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05/23/2013 09:36:26 AM

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB1623

By: Floyd of the House and McAffrey of the Senate

Title: Schools; requiring boards of education to adopt a suicide and student drug abuse policy and training; emergency.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. Conferees are unable to agree.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

HB1623 CCR2 (B)
HOUSE CONFEREES

Blackwell, Gus

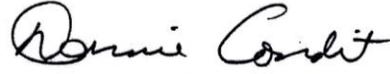
Cannaday, Ed



Casey, Dennis



Condit, Donnie



Coody, Ann

Cox, Doug



Denney, Lee

DeWitt, Dale

Kern, Sally

McDaniel, Curtis



McDaniel, Jeannie



Nelson, Jason



Nollan, Jadine

Roberts, Dustin



Smalley, Jason



Thomsen, Todd

Virgin, Emily



SENATE CONFEREES

McAffrey

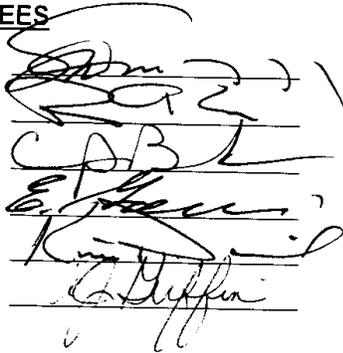
Crain

Brooks

Garrison

David

Griffin



Handwritten signatures of Senate conferees, including names like Crain, Brooks, Garrison, David, and Griffin, written over horizontal lines.

House Action _____ Date _____ Senate Action _____ Date _____

House Action _____ Date _____ Senate Action _____ Date _____

1 ENGROSSED SENATE AMENDMENT
TO

2 ENGROSSED HOUSE
3 BILL NO. 1623

By: Floyd, Sherrer and McDaniel
(Jeannie) of the House

4 and

5 McAffrey of the Senate

6
7
8 An Act relating to schools; *** directing the
9 Department of Mental Health and Substance Abuse
10 Services to develop and make available to school
11 districts suicide prevention and awareness training;
12 providing requirements for certain training programs;
13 providing immunity for certain acts by school
14 employees; limiting causes of action; prohibiting
15 certain construction; providing for codification; and
16 providing for noncodification.

17
18 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
19 entire bill and insert

20 "An Act relating to schools; permitting boards of
21 education to adopt a suicide and student drug abuse
22 policy; requiring course outline to be made available
23 to the public through the school district website;
24 directing the Department of Mental Health and
Substance Abuse Services to develop and make
available to school districts suicide prevention and
awareness training; providing requirements for
certain training programs; providing immunity for
certain acts by school employees; limiting causes of
action; permitting school districts to enter into
certain agreements; requiring certain notification;
providing for codification; and declaring an
emergency.

1
2 **AUTHOR(s)/COAUTHOR(s)CURRENTLY IN THE QUEUE for HB1623**

3
4 **As of 5/15/2013 11:04:10 AM**

5 Add as coauthor Senator Johnson (Constance)

6 Add as coauthor Senator Shumate

7
8 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

9 SECTION 1. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 24-100.7 of Title 70, unless
11 there is created a duplication in numbering, reads as follows:

12 A. The board of education of each school district in this state
13 may adopt a policy regarding suicide awareness and training and the
14 reporting of student drug abuse.

15 B. The board of education of each school district in this state
16 may provide schoolwide training to all students in grades nine
17 through twelve and staff addressing suicide awareness and
18 prevention. The Department of Mental Health and Substance Abuse
19 Services shall develop and make available to school districts
20 training which addresses suicide awareness and prevention, without
21 cost to the school districts. The course outline for the training
22 shall be made available to the public online through the school
23 district website. Beginning with the 2013-2014 school year, every
24 school district may:

1 1. Provide a suicide prevention training program which includes
2 as a core element research-based approaches and that is developed by
3 the school district; or

4 2. Provide the training program provided by the Department of
5 Mental Health and Substance Abuse Services; or

6 3. Provide a suicide prevention training program that is
7 selected by the school district from a list maintained by the
8 Department of Mental Health and Substance Abuse Services to students
9 and school district staff that addresses suicide awareness and
10 prevention. The training program may be combined with any other
11 training provided by the school district addressing bullying
12 prevention.

13 C. Teachers, counselors, principals, administrators and other
14 school personnel shall be immune from employment discipline and any
15 civil liability for:

16 1. Calling the 911 emergency telephone number, law enforcement
17 or the Department of Human Services if they believe a student poses
18 a threat to themselves or others or if a student has committed or
19 been the victim of a violent act or threat of a violent act;

20 2. Providing counseling, referral, emergency medical care or
21 other assistance offered in good faith to a student or other youth;
22 and

23 3. Communicating information in good faith concerning drug or
24 alcohol abuse or a potential safety threat by or to any student to

1 the parents of the student, law enforcement officers or health care
2 providers.

3 D. No person shall have a cause of action for any loss or
4 damage caused by any act or omission resulting from the
5 implementation of this section or resulting from any training, or
6 lack thereof, required by this section, unless the loss or damage
7 was caused by willful or wanton misconduct.

8 E. The training required pursuant to this section, or the lack
9 thereof, shall not be construed to impose any specific duty of care.

10 F. School districts may enter into agreements with designated
11 Youth Services Agencies for the provision of intervention and
12 prevention services.

13 G. Teachers, counselors, principals, administrators, or other
14 school personnel, upon determining that a student is at risk of
15 attempting suicide, shall notify the parents or legal guardians of
16 the student immediately upon determining that such risk exists.

17 SECTION 2. It being immediately necessary for the preservation
18 of the public peace, health and safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval."

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1 Passed the Senate the 17th day of April, 2013.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2013.

7
8 _____
9 Presiding Officer of the House
10 of Representatives

1 ENGROSSED HOUSE
2 BILL NO. 1623

By: Floyd, Sherrer and McDaniel
(Jeannie) of the House

3 and

4 McAffrey of the Senate
5

6
7 An Act relating to schools; stating legislative
8 findings; requiring boards of education to adopt a
9 suicide and student drug abuse policy; requiring
10 course outline to be made available to the public
11 through the school district website; directing the
12 Department of Mental Health and Substance Abuse
13 Services to develop and make available to school
14 districts suicide prevention and awareness training;
15 providing requirements for certain training programs;
16 providing immunity for certain acts by school
17 employees; limiting causes of action; prohibiting
18 certain construction; providing for codification; and
19 providing for noncodification.

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

SECTION 3. NEW LAW A new section of law not to be
codified in the Oklahoma Statutes reads as follows:

The Legislature finds that the American Journal of Public Health
recently reported that suicides have surpassed car crashes as the
leading cause of injury-related deaths in the nation. In Oklahoma,
student suicides are among the leading cause of death in the state
among school-age children. While both school and community
resources are limited, some Oklahoma educators have reported success

1 in intervening by using large, schoolwide presentations to staff and
2 students that focus on bullying prevention, suicide prevention and
3 early intervention through the use of real examples and testimony
4 from those who have dealt directly with student suicide and
5 bullying.

6 SECTION 4. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 24-100.7 of Title 70, unless
8 there is created a duplication in numbering, reads as follows:

9 A. The board of education of each school district in this state
10 shall adopt a policy regarding suicide awareness and training and
11 the reporting of student drug abuse.

12 B. The board of education of each school district in this state
13 shall provide schoolwide training to all students in grades nine
14 through twelve and staff addressing suicide awareness and
15 prevention. The Department of Mental Health and Substance Abuse
16 Services shall develop and make available to school districts
17 training which addresses suicide awareness and prevention, without
18 cost to the school districts. The course outline for the training
19 shall be made available to the public online through the school
20 district website. Beginning with the 2013-2014 school year, every
21 school district shall provide the training program provided by the
22 Department of Mental Health and Substance Abuse Services or a
23 suicide prevention training program which includes as a core element
24 research-based approaches and that is developed by the school

1 district or is selected by the school district from a list
2 maintained by the Department of Mental Health and Substance Abuse
3 Services to students and school district staff that addresses
4 suicide awareness and prevention. The training program may be
5 combined with any other training provided by the school district
6 addressing bullying prevention.

7 C. Teachers, counselors, principals, administrators and other
8 school personnel shall be immune from employment discipline and any
9 civil liability for:

10 1. Calling the 911 emergency telephone number, law enforcement
11 or the Department of Human Services if they believe a student poses
12 a threat to themselves or others or if a student has committed or
13 been the victim of a violent act or threat of a violent act;

14 2. Providing counseling, referral, emergency medical care or
15 other assistance offered in good faith to a student or other youth;
16 and

17 3. Communicating information in good faith concerning drug or
18 alcohol abuse or a potential safety threat by or to any student to
19 the parents of the student, law enforcement officers or health care
20 providers.

21 D. No person shall have a cause of action for any loss or
22 damage caused by any act or omission resulting from the
23 implementation of this section or resulting from any training, or
24

1 lack thereof, required by this section, unless the loss or damage
2 was caused by willful or wanton misconduct.

3 E. The training required pursuant to this section, or the lack
4 thereof, shall not be construed to impose any specific duty of care.

5 Passed the House of Representatives the 14th day of March, 2013.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ____ day of _____, 2013.

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Presiding Officer of the Senate

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