

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL 1308

By: Conley and Randleman of the
House

6 and

7 David of the Senate

8
9
10 COMMITTEE SUBSTITUTE

11 [school safety - requiring school district to
12 develop policy determining if student needs to
complete an assessment - effective date]

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

15 SECTION 1. 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 or written threat or act of threatening
20 behavior, whether or not it is directed at another person, which
21 reasonably indicates ~~potential for future~~ that students or school
22 personnel are at actual and imminent risk of serious physical harm
23 ~~to students, school personnel or school property~~ and includes, but
24 is not limited to, a terrorist attack, a school campus shooting or a

1 verbal or written threat or act of threatening behavior directed
2 against a person.

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 violence needs to complete a
21 behavioral threat assessment. The State Department of Education
22 shall develop a behavioral threat assessment system which districts
23 may utilize to determine the viability of each threat and the

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1 appropriate protocol to ensure each student receives continuity of
2 educational services.

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

5 SECTION 2. This act shall become effective November 1, 2019.

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