

FREE CONFERENCE COMMITTEE AMENDMENTS TO S.B. 1412
(Reference to House engrossed Senate bill)

- 1 Page 1, line 12, after the semicolon strike remainder of line
- 2 Line 13, strike "disciplinary action;"
- 3 Line 14, strike "applicability" insert "disciplinary action"
- 4 Line 15, after "OF" strike remainder of line
- 5 Line 16, strike "THE COURSE OF THE EMPLOYEE'S OFFICIAL DUTIES" insert a
- 6 comma
- 7 Line 17, after "TO" insert a comma; strike "PUBLIC EDUCATIONAL INSTITUTION"
- 8 insert "PUBLIC SCHOOL, SCHOOL DISTRICT OR STATE AGENCY THAT IS INVOLVED
- 9 WITH STUDENTS OR TEACHERS OF PRESCHOOL OR KINDERGARTEN PROGRAMS OR ANY
- 10 OF GRADES ONE THROUGH TWELVE"
- 11 Line 20, strike "BLAME OR JUDGMENT" insert "JUDGING AN INDIVIDUAL"; after
- 12 "OF" insert "THE INDIVIDUAL'S"
- 13 Line 32, after "RESPONSIBILITY" insert "OR BLAME"
- 14 Strike lines 37 through 43
- 15 Reletter to conform
- 16 Page 2, lines 1 and 2, strike "PUBLIC EDUCATIONAL INSTITUTION" insert "PUBLIC
- 17 SCHOOL, SCHOOL DISTRICT OR STATE AGENCY"
- 18 Lines 3 and 7, strike "PUBLIC EDUCATIONAL INSTITUTION" insert "PUBLIC
- 19 SCHOOL, SCHOOL DISTRICT OR STATE AGENCY"
- 20 Line 17, strike "D" insert "B"
- 21 Line 18, strike the comma insert "OR"; strike "OR DESIGNATED"
- 22 Line 19, strike "ADMINISTRATOR OF A POSTSECONDARY INSTITUTION"
- 23 Line 20, strike the first comma insert "OR"; strike the second comma
- 24 Strike line 21
- 25 Line 22, strike "APPLICABLE"; strike the comma insert "OR"
- 26 Line 23, after "BODY" strike remainder of line

1 Page 2, line 24, strike "BOARD"

2 Strike lines 28 through 42

3 Page 3, strike lines 1 through 7, insert:

4 "D. A STUDENT, EMPLOYEE OR PARENT OF A STUDENT OF A PUBLIC
5 SCHOOL, SCHOOL DISTRICT OR STATE AGENCY MAY FILE A COMPLAINT WITH THE
6 STATE BOARD OF EDUCATION OR THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR
7 AN ALLEGED VIOLATION OF THIS SECTION AFTER THE PUBLIC SCHOOL, SCHOOL
8 DISTRICT OR STATE AGENCY THAT IS THE SUBJECT OF THE COMPLAINT HAS HAD
9 THE OPPORTUNITY TO RESOLVE THE COMPLAINT AS PRESCRIBED IN SUBSECTIONS B
10 AND C OF THIS SECTION.

11 E. IF THE STATE BOARD OF EDUCATION OR THE SUPERINTENDENT OF
12 PUBLIC INSTRUCTION DETERMINES THAT A PUBLIC SCHOOL, SCHOOL DISTRICT OR
13 STATE AGENCY IS IN VIOLATION OF SUBSECTION A OF THIS SECTION, THE STATE
14 BOARD OR THE SUPERINTENDENT SHALL NOTIFY THE PUBLIC SCHOOL, SCHOOL
15 DISTRICT OR STATE AGENCY THAT IT IS IN VIOLATION OF SUBSECTION A OF THIS
16 SECTION AND MAY IMPOSE A CIVIL PENALTY OF NOT MORE THAN \$5,000 FOR EACH
17 VIOLATION. IF THE STATE BOARD OR THE SUPERINTENDENT DETERMINES THAT THE
18 PUBLIC SCHOOL, SCHOOL DISTRICT OR STATE AGENCY HAS FAILED TO CORRECT THE
19 VIOLATION WITHIN THIRTY DAYS AFTER NOTICE IS ISSUED PURSUANT TO THIS
20 SUBSECTION, THE STATE BOARD OR THE SUPERINTENDENT SHALL IMPOSE A CIVIL
21 PENALTY OF NOT MORE THAN \$5,000 FOR EACH DAY THE VIOLATION CONTINUES
22 AFTER THE THIRTY-DAY PERIOD. ACTIONS TAKEN UNDER THIS SUBSECTION ARE
23 SUBJECT TO APPEAL PURSUANT TO TITLE 41, CHAPTER 6, ARTICLE 10.

24 F. A CERTIFICATED OR NONCERTIFICATED PERSON, AS DEFINED IN
25 SECTION 15-505, WHO VIOLATES SUBSECTION A OF THIS SECTION MAY BE SUBJECT
26 TO DISCIPLINARY ACTION PURSUANT TO SECTION 15-203, SUBSECTION A,
27 PARAGRAPH 20, INCLUDING THE SUSPENSION OR REVOCATION OF THE PERSON'S
28 CERTIFICATE OR DISCIPLINARY ACTION DESCRIBED IN SECTION 15-505, AS THE
29 STATE BOARD OF EDUCATION DEEMS APPROPRIATE."

30 Reletter to conform

31 Lines 8 and 9, strike "PUBLIC EDUCATIONAL INSTITUTION" insert "PUBLIC
32 SCHOOL, SCHOOL DISTRICT OR STATE AGENCY"

Free Conference Committee Amendments to S.B. 1412

- 1 Page 3, line 10, strike "PUBLIC EDUCATIONAL INSTITUTION" insert "PUBLIC
- 2 SCHOOL, SCHOOL DISTRICT OR STATE AGENCY"
- 3 Line 11, strike "TEACHERS" insert "EMPLOYEES"
- 4 Strike lines 15 through 27
- 5 Reletter to conform
- 6 Strike lines 29 through 32, insert:
- 7 "1. "EMPLOYEE" MEANS AN EMPLOYEE OF A PUBLIC SCHOOL, SCHOOL
- 8 DISTRICT OR STATE AGENCY WHO IS ACTING IN THE COURSE OF THE EMPLOYEE'S
- 9 OFFICIAL DUTIES."
- 10 Renumber to conform
- 11 Strike lines 38 through 43
- 12 Strike page 4, insert:
- 13 "3. "STATE AGENCY" MEANS A STATE AGENCY THAT IS INVOLVED WITH
- 14 STUDENTS OR TEACHERS OF PRESCHOOL OR KINDERGARTEN PROGRAMS OR ANY OF
- 15 GRADES ONE THROUGH TWELVE."
- 16 Amend title to conform

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