

HB0576/143727/1

BY: Ways and Means Committee

AMENDMENTS TO HOUSE BILL 576

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “schools;” insert “prohibiting public and nonpublic school employees from being civilly liable for reporting or failing to report an act of bullying, harassment, or intimidation under certain circumstances;”; in line 11, strike “7-424.1(b), and 7-424.3(c)” and substitute “7-424.1(b) and (h), and 7-424.3(c) and (g)”; and in line 16, after “Section” insert “7-424.1(c)(1) and”.

AMENDMENT NO. 2

On page 3, after line 22, insert:

“(c) (1) Each county board shall establish a policy prohibiting bullying, harassment, or intimidation at school based on the model policy.

(h) (1) A school employee [who reports an act of bullying, harassment, or intimidation under this section in accordance with the county board’s policy established under subsection (c) of this section] is not civilly liable for any act or omission in reporting or failing to report an act of bullying, harassment, or intimidation under this section **IF THE SCHOOL EMPLOYEE:**

(I) REPORTS AN ACT OF BULLYING, HARASSMENT, OR INTIMIDATION UNDER THIS SECTION IN ACCORDANCE WITH THE COUNTY BOARD’S POLICY ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION; AND

(II) DOES NOT NOTIFY A PARENT OR GUARDIAN ABOUT AN ACT OF BULLYING, HARASSMENT, OR INTIMIDATION AT THE DISCRETION OF THE ALLEGED VICTIM IN ACCORDANCE WITH THE REQUIREMENTS OF SUBSECTION (B)(3) OF THIS SECTION.

(2) The provisions of this section may not be construed to limit the legal rights of a victim of bullying, harassment, or intimidation.”.

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On page 4, after line 32, insert:

“(g) An employee of a nonpublic school [who reports an act of bullying, harassment, or intimidation in accordance with the nonpublic school’s policy adopted under subsection (b) of this section] is not civilly liable for any act or omission in reporting or failing to report an act of bullying, harassment, or intimidation in accordance with the policy **IF THE NONPUBLIC SCHOOL EMPLOYEE:**

(1) REPORTS AN ACT OF BULLYING, HARASSMENT, OR INTIMIDATION UNDER THIS SECTION IN ACCORDANCE WITH THE NONPUBLIC SCHOOL’S POLICY ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION; AND

(2) DOES NOT NOTIFY A PARENT OR GUARDIAN ABOUT AN ACT OF BULLYING, HARASSMENT, OR INTIMIDATION AT THE DISCRETION OF THE ALLEGED VICTIM IN ACCORDANCE WITH THE REQUIREMENTS OF SUBSECTION (C)(2) OF THIS SECTION.”.