

SCHOOL SAFETY AND CRISIS LINE

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel W. Thatcher

House Sponsor: Steve Eliason

LONG TITLE

General Description:

This bill establishes a School Safety and Crisis Line.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the University Neuropsychiatric Institute, within the University of Utah Hospitals and Clinics, to establish a statewide School Safety and Crisis Line;
- ▶ removes the sunset provision for the School Safety Tip Line Commission and renames it the School Safety and Crisis Line Commission (commission);
- ▶ amends the membership of the commission;
- ▶ requires the commission to fulfill certain duties;
- ▶ requires the State Board of Education to revise certain policies and curricula;
- ▶ requires a local school board or charter school governing board to revise certain policies; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2016:

- ▶ to the University of Utah - University Neuropsychiatric Institute, as an ongoing appropriation:
 - from the General Fund, \$150,000; and



28 ▶ to the University of Utah - University Neuropsychiatric Institute, as a one-time
29 appropriation:

- 30 • from the General Fund, \$150,000.

31 **Other Special Clauses:**

32 This bill provides a special effective date.

33 **Utah Code Sections Affected:**

34 AMENDS:

35 **53A-11-901**, as last amended by Laws of Utah 2007, Chapter 161

36 **53A-11-902**, as last amended by Laws of Utah 2010, Chapter 207

37 **53A-11-1501**, as enacted by Laws of Utah 2014, Chapter 412

38 **53A-11-1502**, as enacted by Laws of Utah 2014, Chapter 412

39 **53A-11-1504**, as enacted by Laws of Utah 2014, Chapter 412

40 **53A-11-1505**, as enacted by Laws of Utah 2014, Chapter 412

41 **53A-15-1302**, as last amended by Laws of Utah 2014, Chapter 349

42 **63I-1-253**, as last amended by Laws of Utah 2014, Chapters 189, 226, and 412

43 ENACTS:

44 **53A-11-1506**, Utah Code Annotated 1953

45 REPEALS AND REENACTS:

46 **53A-11-1503**, as enacted by Laws of Utah 2014, Chapter 412



48 *Be it enacted by the Legislature of the state of Utah:*

49 Section 1. Section **53A-11-901** is amended to read:

50 **53A-11-901. Public school discipline policies -- Basis of the policies --**

51 **Enforcement.**

52 (1) The Legislature recognizes that every student in the public schools should have the
53 opportunity to learn in an environment which is safe, conducive to the learning process, and
54 free from unnecessary disruption.

55 (2) (a) To foster such an environment, each local school board or governing board of a
56 charter school, with input from school employees, parents and guardians of students, students,
57 and the community at large, shall adopt conduct and discipline policies for the public schools.

58 (b) Each district or charter school shall base its policies on the principle that every

59 student is expected:

60 (i) to follow accepted rules of conduct; and

61 (ii) to show respect for other people and to obey persons in authority at the school.

62 (c) (i) [~~The State Superintendent of Public Instruction shall develop~~] On or before
63 September 1, 2015, the State Board of Education shall revise the conduct and discipline policy
64 models for elementary and secondary public schools to include procedures for responding to
65 reports received through the School Safety and Crisis Line under Subsection 53A-11-1503(3).

66 (ii) Each district or charter school shall use the models, where appropriate, in
67 developing its conduct and discipline policies under this chapter.

68 (d) The policies shall emphasize that certain behavior, most particularly behavior
69 which disrupts, is unacceptable and may result in disciplinary action.

70 (3) The local superintendent and designated employees of the district or charter school
71 shall enforce the policies so that students demonstrating unacceptable behavior and their
72 parents or guardians understand that such behavior will not be tolerated and will be dealt with
73 in accordance with the district's conduct and discipline policies.

74 Section 2. Section **53A-11-902** is amended to read:

75 **53A-11-902. Conduct and discipline policies and procedures.**

76 The conduct and discipline policies required under Section **53A-11-901** shall include:

77 (1) provisions governing student conduct, safety, and welfare;

78 (2) standards and procedures for dealing with students who cause disruption in the
79 classroom, on school grounds, on school vehicles, or in connection with school-related
80 activities or events;

81 (3) procedures for the development of remedial discipline plans for students who cause
82 a disruption at any of the places referred to in Subsection (2);

83 (4) procedures for the use of reasonable and necessary physical restraint or force in
84 dealing with disruptive students, consistent with Section **53A-11-802**;

85 (5) standards and procedures for dealing with student conduct in locations other than
86 those referred to in Subsection (2), if the conduct threatens harm or does harm to:

87 (a) the school;

88 (b) school property;

89 (c) a person associated with the school; or

- 90 (d) property associated with a person described in Subsection (5)(c);
- 91 (6) procedures for the imposition of disciplinary sanctions, including suspension and
- 92 expulsion;
- 93 (7) specific provisions, consistent with Section 53A-15-603, for preventing and
- 94 responding to gang-related activities in the school, on school grounds, on school vehicles, or in
- 95 connection with school-related activities or events; [~~and~~]
- 96 (8) standards and procedures for dealing with habitual disruptive student behavior in
- 97 accordance with the provisions of this part[-]; and
- 98 (9) procedures for responding to reports received through the School Safety and Crisis
- 99 Line under Subsection 53A-11-1503(3).

100 Section 3. Section 53A-11-1501 is amended to read:

101 **Part 15. School Safety and Crisis Line**

102 **53A-11-1501. Title.**

103 This part is known as "School Safety [~~Tip~~] and Crisis Line."

104 Section 4. Section 53A-11-1502 is amended to read:

105 **53A-11-1502. Definitions.**

106 As used in this part[~~,"commission"~~]:

- 107 (1) "Commission" means the School Safety [~~Tip~~] and Crisis Line Commission
- 108 established in Section 53A-11-1504.
- 109 (2) "University Neuropsychiatric Institute" means the mental health and substance
- 110 abuse treatment institute within the University of Utah Hospitals and Clinics.

111 Section 5. Section 53A-11-1503 is repealed and reenacted to read:

112 **53A-11-1503. School Safety and Crisis Line established.**

113 The University Neuropsychiatric Institute shall:

- 114 (1) establish a School Safety and Crisis Line to provide:
- 115 (a) a means for an individual to anonymously report:
- 116 (i) unsafe, violent, or criminal activities, or the threat of such activities at or near a
- 117 public school; and
- 118 (ii) incidents of bullying, cyber-bullying, harassment, or hazing; and
- 119 (b) crisis intervention, including suicide prevention, to individuals experiencing
- 120 emotional distress or psychiatric crisis;

121 (2) provide the services described in Subsection (1) 24 hours a day, seven days a week;
 122 and

123 (3) when necessary, promptly forward a report received under Subsection (1)(a) to
 124 appropriate:

125 (a) school officials; and

126 (b) law enforcement officials.

127 Section 6. Section **53A-11-1504** is amended to read:

128 **53A-11-1504. School Safety and Crisis Line Commission established -- Members.**

129 (1) There is created the School Safety [~~Tip~~] and Crisis Line Commission, within the
 130 Office of the Attorney General, composed of the following members:

131 (a) one member who represents the Office of the Attorney General, appointed by the
 132 attorney general;

133 (b) [~~two members~~] one member who [~~represent~~] represents the Utah Public Education
 134 System, appointed by the State Board of Education;

135 (c) one member who represents the Utah System of Higher Education, appointed by the
 136 State Board of Regents;

137 [~~(c)~~] (d) one member who represents the Utah Department of Health, appointed by the
 138 executive director of the Department of Health;

139 [~~(d) two members~~] (e) one member of the House of Representatives, appointed by the
 140 speaker of the House of Representatives; [~~and~~]

141 [~~(e) two members~~] (f) one member of the Senate, appointed by the president of the
 142 Senate[;];

143 (g) one member who represents the University Neuropsychiatric Institute, appointed by
 144 the chair of the commission;

145 (h) one member who represents law enforcement and has extensive experience in
 146 emergency response, appointed by the chair of the commission; and

147 (i) one member of the public, appointed by the chair of the commission.

148 (2) (a) Except as provided in Subsection (2)(b), members of the commission shall be
 149 appointed to four-year terms.

150 (b) The length of the terms of the members shall be staggered so that approximately
 151 half of the committee is appointed every two years.

152 (c) When a vacancy occurs in the membership of the commission, the replacement
153 shall be appointed for the unexpired term.

154 ~~[(2)]~~ (3) (a) The attorney general's designee shall serve as chair of the commission.

155 (b) The chair shall set the agenda for commission meetings.

156 ~~[(3)]~~ (4) Attendance of a simple majority of the members constitutes a quorum for the
157 transaction of official commission business.

158 ~~[(4)]~~ (5) Formal action by the commission requires a majority vote of a quorum.

159 ~~[(5)]~~ (6) (a) Except as provided in Subsection ~~[(5)]~~ (6)(b), a member may not receive
160 compensation, benefits, per diem, or travel expenses for the member's service.

161 (b) Compensation and expenses of a member who is a legislator are governed by
162 Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

163 ~~[(6)]~~ (7) The Office of the Attorney General shall provide staff support to the
164 commission.

165 Section 7. Section 53A-11-1505 is amended to read:

166 **53A-11-1505. School Safety and Crisis Line Commission duties.**

167 (1) ~~[(a)]~~ The commission shall coordinate:

168 ~~[(i) designate a School Safety Tip Line provider network after consideration of the~~
169 ~~ability of the proposed provider network's ability to:]~~

170 ~~[(A) provide the services described in Section 53A-11-1503 24 hours a day, seven days~~
171 ~~a week; and]~~

172 ~~[(B) employ, as operators, social workers licensed by the Division of Occupational and~~
173 ~~Professional Licensing under Section 58-60-204;]~~

174 ~~[(ii) estimate the cost of operating a School Safety Tip Line including the extent to~~
175 ~~which operations will be funded through private donations and grants; and]~~

176 ~~[(iii) designate a phone number for the School Safety Tip Line.]~~

177 (a) statewide efforts related to the School Safety and Crisis Line; and

178 (b) with the State Board of Education and the State Board of Regents to promote
179 awareness of the services available through the School Safety and Crisis Line.

180 ~~[(b)]~~ (2) The commission may conduct other business related to ~~[establishing a]~~ the
181 School Safety [Tip] and Crisis Line.

182 ~~[(2) The commission shall report to the Education Interim Committee and the~~

183 ~~Executive Appropriations Committee before November 30, 2014, regarding:]~~

184 ~~[(a) how the commission fulfilled its duties during the year, and]~~

185 ~~[(b) recommendations for future legislation related to a School Safety Tip Line.]~~

186 Section 8. Section **53A-11-1506** is enacted to read:

187 **53A-11-1506. State Board of Education and local boards of education to update**
188 **policies and promote awareness.**

189 (1) The State Board of Education shall:

190 (a) revise the conduct and discipline policy models, described in Section [53A-11-901](#),
191 to include procedures for responding to reports received under Subsection [53A-11-1503\(3\)](#);
192 and

193 (b) revise the curriculum developed by the State Board of Education for the parent
194 seminar, described in Section [53A-15-1302](#), to include information about the School Safety
195 and Crisis Line.

196 (2) A local school board or charter school governing board shall:

197 (a) revise the conduct and discipline policies, described in Section [53A-11-902](#), to
198 include procedures for responding to reports received under Subsection [53A-11-1503\(3\)](#); and

199 (b) inform students, parents, and school personnel about the School Safety and Crisis
200 Line.

201 Section 9. Section **53A-15-1302** is amended to read:

202 **53A-15-1302. Parent education -- Mental health -- Bullying -- Safety.**

203 (1) (a) Except as provided in Subsection (5), a school district shall offer a seminar for
204 parents of students in the school district that:

205 (i) is offered at no cost to parents;

206 (ii) begins at or after 6 p.m.;

207 (iii) is held in at least one school located in the school district; and

208 (iv) covers the topics described in Subsection (2).

209 (b) A school district shall annually offer one parent seminar for each 11,000 students
210 enrolled in the school district.

211 (c) A school district may:

212 (i) develop its own curriculum for the seminar described in Subsection (1)(a); or

213 (ii) use the curriculum developed by the State Board of Education under Subsection

214 (2).

215 (d) A school district shall notify each charter school located in the attendance
216 boundaries of the school district of the date and time of a parent seminar, so the charter school
217 may inform parents of the seminar.

218 (2) The State Board of Education shall:

219 (a) develop a curriculum for the parent seminar described in Subsection (1) that
220 includes information on:

221 (i) substance abuse, including illegal drugs and prescription drugs and prevention;

222 (ii) bullying;

223 (iii) mental health, depression, suicide awareness, and suicide prevention, including
224 education on limiting access to fatal means; ~~and~~

225 (iv) Internet safety, including pornography addiction; and

226 (v) the School Safety and Crisis Line established in Section 53A-11-1503; and

227 (b) provide the curriculum, including resources and training, to school districts upon
228 request.

229 ~~[(3) The State Board of Education shall report to the Legislature's Education Interim
230 Committee, by the November 2013 meeting, on the progress of implementation of the parent
231 seminar, including if a local school board has opted out of providing the parent seminar, as
232 described in Subsection (5), and the reasons why a local school board opted out.]~~

233 ~~[(4) The State Board of Education shall report to the Legislature's Education Interim
234 Committee by the November 2014 meeting on:]~~

235 ~~[(a) the progress of implementation of the parent seminar;]~~

236 ~~[(b) the estimated attendance reported by each school district;]~~

237 ~~[(c) a recommendation of whether to continue the parent seminar program; and]~~

238 ~~[(d) if a local school board has opted out of providing the parent seminar, as described
239 in Subsection (5), and the reasons why a local school board opted out.]~~

240 ~~[(5)]~~ (3) (a) A school district is not required to offer the parent seminar if the local
241 school board determines that the topics described in Subsection (2) are not of significant
242 interest or value to families in the school district.

243 (b) If a local school board chooses not to offer the parent seminar, the local school
244 board shall notify the State Board of Education and provide the reasons why the local school

245 board chose not to offer the parent seminar.

246 Section 10. Section 63I-1-253 is amended to read:

247 **63I-1-253. Repeal dates, Titles 53, 53A, and 53B.**

248 The following provisions are repealed on the following dates:

249 (1) Section 53-3-232, Conditional license, is repealed July 1, 2015.

250 (2) Subsection 53-10-202(18) is repealed July 1, 2018.

251 (3) Section 53-10-202.1 is repealed July 1, 2018.

252 (4) Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program is

253 repealed July 1, 2020.

254 [~~(5) Title 53A, Chapter 11, Part 15, School Safety Tip Line, is repealed July 1, 2015:~~]

255 [~~(6)~~] (5) The State Instructional Materials Commission, created in Section 53A-14-101,

256 is repealed July 1, 2016.

257 [~~(7)~~] (6) Subsections 53A-16-113(3) and (4) are repealed December 31, 2016.

258 [~~(8)~~] (7) Section 53A-16-114 is repealed December 31, 2016.

259 [~~(9)~~] (8) Section 53A-17a-163, Performance-based Compensation Pilot Program is

260 repealed July 1, 2016.

261 [~~(10)~~] (9) Section 53B-24-402, Rural residency training program, is repealed July 1,

262 2015.

263 [~~(11)~~] (10) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of

264 money from the Land Exchange Distribution Account to the Geological Survey for test wells,

265 other hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1,

266 2020.

267 Section 11. **Appropriation.**

268 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for

269 the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following sums of money

270 are appropriated from resources not otherwise appropriated, or reduced from amounts

271 previously appropriated, out of the funds or accounts indicated. These sums of money are in

272 addition to any amounts previously appropriated for fiscal year 2016.

273 To University of Utah - University Neuropsychiatric Institute

274 From General Fund \$150,000

275 From General Fund, One-time \$150,000

276 Schedule of Programs:
277 University Neuropsychiatric Institute \$300,000
278 The Legislature intends that the appropriation provided in this section is to be used by
279 the University Neuropsychiatric Institute to provide the services described in Title 53A,
280 Chapter 11, Part 15, School Safety and Crisis Line.
281 Section 12. **Effective date.**
282 (1) Except as provided in Subsection (2), this bill takes effect on May 12, 2015.
283 (2) Uncodified Section 11, Appropriation, takes effect on July 1, 2015.

Legislative Review Note
as of 2-9-15 12:49 PM

Office of Legislative Research and General Counsel