

1st Sub. H.B. 171
SCHOOL THREAT AMENDMENTS

Representative **Kim F. Coleman** proposes the following amendments:

1. *Page 1, Lines 11 through 16:*

- 11 This bill:
- 12 ▶ creates the crime of threats against schools;
- 13 ▶ defines schools as a preschool, elementary or secondary school, or institution of
- 14 higher education;
- 15 ▶ provides that a threat against a school can be real or a hoax; and
- 16 ▶ provides penalties ~~{and requires restitution.}~~

2. *Page 2, Lines 28 through 35:*

- 28 (1) As used in this section:
- 29 ~~{(a) "Evidence-based restorative justice process" means a process that:~~
- 30 ~~—(i) incorporates values of respect, dignity, mutual concern, collaboration, and~~
- 31 ~~accountability;~~
- 32 ~~—(ii) encourages members of a school community to engage in collaborative problem~~
- 33 ~~solving; and~~
- 34 ~~—(iii) incorporates programming as defined in Subsection 53G-8-211(1)(c).}~~
- 35 ~~{(b)}~~ (a) "School" means:

3. *Page 2, Line 55 through Page 3, Line 60:*

- 55 ~~{(4) A minor charged under this section shall be included in a school or district level~~
- 56 ~~evidence-based restorative justice process facilitated by a trained staff member of:~~
- 57 ~~—(i) the school in which the minor is enrolled;~~
- 58 ~~—(ii) the school district in which the minor is enrolled;~~
- 59 ~~—(iii) the Utah State Board of Education; or~~
- 60 ~~—(iv) a nationally accredited or recognized restorative justice organization or association.}~~

4. *Page 3, Lines 63 through 64:*

- 63 ~~{(5)}~~ (4) It is not a defense to this section that the individual did not attempt to carry out or
- 64 was incapable of carrying out the threat.

5. *Page 3, Line 65:*

65 ~~{(6)}~~ (5) In addition to any other penalty authorized by law, a court shall order an individual

6. *Page 3, Line 71:*

71 ~~{(7)}~~ (6) A violation of this section shall be reported to the local law enforcement agency. If