

# H.B. 416

## PENALTIES FOR MISCONDUCT WITH STUDENTS

Representative **Candice B. Pierucci** proposes the following amendments:

1. *Page 1, Lines 11 through 17:*

11 This bill:  
12     ▶ ~~{in addition to existing penalties, creates}~~ imposes penalties for an educator or license  
13 applicant who engages in sexually explicit conduct with a student who is not a  
14 minor and who:  
15         • ~~{was}~~ is enrolled at a school where a license applicant or educator is ~~{or~~  
16             was}  
16 employed; or  
17         • is a participant in an extracurricular activity in which the educator is involved.

2. *Page 2, Lines 48 through 53:*

48 (g) engaged in sexually explicit conduct, as defined in Section 76-5b-103, with a  
49 student who ~~[is]~~:  
50 (i) is enrolled in an LEA;  
51 ~~[(†)]~~ (ii) is not a minor; and  
52 ~~[(††)]~~ (iii) (A) is ~~{or was}~~ enrolled in ~~[a school]~~ an LEA where the license applicant or  
53 educator is ~~{or was}~~ employed; or

3. *Page 4, Lines 95 through 100:*

95 (h) engaged in sexually explicit conduct, as defined in Section 76-5b-103, with a  
96 student who ~~[is]~~:  
97 (i) is enrolled in an LEA;  
98 ~~[(†)]~~ (ii) is not a minor; and  
99 ~~[(††)]~~ (iii) (A) is ~~{or was}~~ enrolled in ~~[a school]~~ an LEA where the educator is ~~{or was}~~  
100 employed~~[-];~~ or

4. *Page 5, Lines 131 through 135:*

131 (vii) engaged in sexually explicit conduct, as defined in Section 76-5b-103, with a  
132 student enrolled in an LEA who is not a minor, and:  
133 ~~[(A) not a minor, and]~~  
134 ~~[(B) enrolled in a school where the educator is or was employed, or]~~  
135 (A) is ~~{or was}~~ enrolled in an LEA where the educator is ~~{or was}~~ employed; or

