

COMMITTEE ON EDUCATION
SENATE AMENDMENTS TO S.B. 1459
(Reference to printed bill)

1 Page 1, line 5, after "report;" insert "investigations; annual survey;"

2 Line 8, after the period insert "THE RUBRIC REQUIRED PURSUANT TO THIS
3 PARAGRAPH MUST INCLUDE ONLY OBJECTIVE CRITERIA FOR STUDENT DISCIPLINE AND
4 MAY NOT CONSIDER THE STUDENT'S RELIGION, RACE, SEX, COLOR, ETHNICITY,
5 ANCESTRY OR NATIONAL ORIGIN."

6 Between lines 22 and 23, insert:

7 "B. A SCHOOL DISTRICT, CHARTER SCHOOL OR ADMINISTRATOR IN A SCHOOL
8 THAT IS OPERATED BY A SCHOOL DISTRICT OR CHARTER SCHOOL MAY NOT DISCOURAGE
9 A TEACHER FROM SUBMITTING STUDENT DISCIPLINE REFERRALS CONSISTENT WITH THE
10 RUBRIC DESCRIBED IN SUBSECTION A, PARAGRAPH 1 OF THIS SECTION AND WITH THE
11 TEACHER'S AUTHORITY PURSUANT TO CHAPTER 8, ARTICLE 3 OF THIS TITLE. FOR
12 THE PURPOSES OF THIS SUBSECTION, "DISCOURAGE" INCLUDES ANY ACTION, POLICY,
13 GUIDELINE OR STATEMENT, WHETHER FORMAL OR INFORMAL, THAT EITHER LIMITS A
14 TEACHER'S AUTHORITY TO SUBMIT A STUDENT DISCIPLINE REFERRAL OR PENALIZES A
15 TEACHER FOR SUBMITTING A STUDENT DISCIPLINE REFERRAL.

16 C. A TEACHER MAY REPORT ANY ALLEGED VIOLATION OF SUBSECTION B OF
17 THIS SECTION TO THE DEPARTMENT OF EDUCATION. THE DEPARTMENT MAY
18 INVESTIGATE REPORTS THAT IT RECEIVES PURSUANT TO THIS SUBSECTION. IF THE
19 DEPARTMENT DETERMINES THAT A STUDENT DISCIPLINE REFERRAL WAS WARRANTED BUT
20 WAS NOT SUBMITTED BY A TEACHER BECAUSE OF A VIOLATION OF SUBSECTION B OF
21 THIS SECTION, THE DEPARTMENT SHALL ADJUST THE CALCULATIONS PURSUANT TO THIS
22 SECTION AS FOLLOWS:

23 1. ADD THE STUDENT DISCIPLINE REFERRAL THAT WAS WARRANTED BUT WAS
24 NOT SUBMITTED TO THE TOTAL NUMBER OF STUDENT DISCIPLINE REFERRALS REPORTED
25 PURSUANT TO SUBSECTION A, PARAGRAPH 2, SUBDIVISION (a).

1 2. RECALCULATE THE PERCENTAGE REPORTED PURSUANT TO SUBSECTION A,
2 PARAGRAPH 2, SUBDIVISION (c) OF THIS SECTION TO INCLUDE THE ADDITIONAL
3 STUDENT DISCIPLINE REFERRAL.

4 3. RECALCULATE THE PERCENTAGE OF STUDENT DISCIPLINE REFERRALS
5 PRESCRIBED BY SUBSECTION D, PARAGRAPH 1 OF THIS SECTION BASED ON THE
6 ADJUSTMENTS IN PARAGRAPHS 1 AND 2 OF THIS SUBSECTION."

7 Reletter to conform

8 Page 1, line 28, after "OF" insert "THE TOTAL NUMBER OF"; after "REFERRALS"
9 insert "REPORTED PURSUANT TO SUBSECTION A, PARAGRAPH 2, SUBDIVISION (a) OF
10 THIS SECTION"

11 After line 33, insert

12 "E. THE DEPARTMENT SHALL ADMINISTER AN ANNUAL SURVEY OF TEACHERS WHO
13 ARE EMPLOYED BY SCHOOL DISTRICTS OR CHARTER SCHOOLS IN THIS STATE. THE
14 SURVEY SHALL ASSESS WHETHER, DURING THE PREVIOUS SCHOOL YEAR, ANY SCHOOL
15 DISTRICT, CHARTER SCHOOL, ADMINISTRATOR OR TEACHER CONSIDERED A STUDENT'S
16 RELIGION, RACE, SEX, COLOR, ETHNICITY, ANCESTRY OR NATIONAL ORIGIN WHEN
17 DETERMINING WHETHER TO SUBMIT A STUDENT DISCIPLINE REFERRAL OR WHAT STUDENT
18 DISCIPLINARY ACTION WAS APPROPRIATE."

19 Amend title to conform

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02/12/2024
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C: VS