

House Amendment 9304

Amendment Text

PAG LIN

1 1 Amend the Senate amendment, [H-9193](#), to [House File](#)
1 2 [1](#) 2269, as amended, passed, and reprinted by the House,
1 3 as follows:
1 4 #1. Page 1, by striking lines 3 through 43 and
1 5 inserting the following:
1 6 "#____. Page 2, by striking line 13 and inserting
1 7 the following:
1 8 "1. An employee of an accredited public school
1 9 district, accredited nonpublic school, or area
1 10 education agency may intervene in a fight or".
1 11 #____. Page 2, by inserting after line 22 the
1 12 following:
1 13 "2. A person who is not an employee of an
1 14 accredited public school district, accredited
1 15 nonpublic school, or area education agency may
1 16 intervene in a fight or physical struggle occurring
1 17 among students, or between students and nonstudents,
1 18 that takes place in the presence of the nonemployee in
1 19 a school building, on school premises, or at any
1 20 school function or school-sponsored activity
1 21 regardless of its location. The intervention may
1 22 occur in the absence of an employee of an accredited
1 23 public school district, accredited nonpublic school,
1 24 or area education agency, or at the request of such an
1 25 employee, utilizing the degree and force of
1 26 intervention reasonably necessary to restore order and
1 27 protect the safety of the individuals involved in the
1 28 altercation and others in the vicinity of the
1 29 altercation. However, a person who intervenes in the
1 30 absence of an employee of an accredited public school
1 31 district, accredited nonpublic school, or area
1 32 education agency shall report the intervention and all
1 33 relevant information regarding the situation as soon
1 34 as reasonably possible to such an employee.
1 35 3. An employee of an accredited public school
1 36 district, accredited nonpublic school, or area
1 37 education agency who intervenes in a fight or physical
1 38 struggle pursuant to subsection 1 shall be awarded
1 39 reasonable monetary damages against a party bringing a
1 40 civil action alleging a violation of this section, if
1 41 it is determined in the action that the employee has
1 42 been wrongfully accused. A nonemployee of an
1 43 accredited public school district, accredited
1 44 nonpublic school, or area education agency who
1 45 intervenes in a fight or physical struggle pursuant to
1 46 subsection 2 shall be limited to the recovery of
1 47 reasonable attorney fees and court costs, if it is
1 48 determined in a civil action alleging a violation of
1 49 this section that the nonemployee has been wrongfully
1 50 accused."
2 1 #____. Title page, lines 1 and 2, by striking the
2 2 words "between school employees and" and inserting the
2 3 following: "involving".
2 4 #____. By renumbering, relettering, or
2 5 redesignating and correcting internal references as
2 6 necessary."
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2 10 [RANTS](#) of Woodbury

2 11 [HF 2269.7](#)04 77

2 12 rn/sc/28