

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

1 Representative(s) Bogdanoff offered the following:

2
3 **Amendment**

4 Remove line(s) 81-152 and insert:

5 (4) By December 1, 2006, each school district shall adopt
6 a policy prohibiting bullying and harassment on school property,
7 at a school-related or school-sponsored program or activity, on
8 a school bus, or through the use of data or computer software
9 that is accessed through a computer, computer system, or
10 computer network within the scope of the district school system.
11 The school district bullying and harassment policy shall afford
12 all students the same protection regardless of their status
13 under the law. The school district may establish separate
14 discrimination policies that include categories of students. The
15 school district shall involve students, parents, teachers,
16 administrators, school staff, school volunteers, community
17 representatives, and local law enforcement agencies in the

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18 process of adopting the policy. The school district policy must
19 be implemented in a manner that is ongoing throughout the school
20 year and integrated with a school's curriculum, a school's
21 discipline policies, and other violence prevention efforts. The
22 school district policy must contain, at a minimum, the following
23 components:

24 (a) A statement prohibiting bullying and harassment.

25 (b) A definition of bullying and a definition of
26 harassment.

27 (c) A description of the type of behavior expected from
28 each student and school employee.

29 (d) The consequences for a person who commits an act of
30 bullying or harassment.

31 (e) The consequences for a person who is found to have
32 wrongfully and intentionally accused another of an act of
33 bullying or harassment.

34 (f) A procedure for reporting an act of bullying or
35 harassment, including provisions that permit a person to
36 anonymously report such an act. However, this paragraph does not
37 permit formal disciplinary action to be based solely on an
38 anonymous report.

39 (g) A procedure for the prompt investigation of a report
40 of bullying or harassment and the persons responsible for the
41 investigation. The investigation of a reported act of bullying
42 or harassment is deemed to be a school-related activity and
43 begins with a report of such an act.

44 (h) A process to investigate whether a reported act of
45 bullying or harassment is within the scope of the district

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46 school system and, if not, a process for referral of such an act
47 to the appropriate jurisdiction.

48 (i) A procedure for providing immediate notification to
49 the parents of a victim of bullying or harassment of all local
50 agencies where criminal charges may be pursued against the
51 perpetrator.

52 (j) A procedure to refer victims and perpetrators of
53 bullying or harassment for counseling.

54 (k) A procedure for including incidents of bullying or
55 harassment in the school's report of safety and discipline data
56 required under s. 1006.09(6). The report must include each
57 incident of bullying or harassment and the resulting
58 consequences, including discipline and referrals. The report
59 must include in a separate section each reported incident of
60 bullying or harassment that does not meet the criteria of a
61 prohibited act under this section with recommendations regarding
62 such incidents. The Department of Education shall aggregate
63 information contained in the reports.

64 (l) A procedure for providing instruction to students,
65 parents, teachers, school administrators, counseling staff, and
66 school volunteers on identifying, preventing, and responding to
67 bullying or harassment.

68 (m) A procedure for regularly reporting to a victim's
69 parents the actions taken to protect the victim.

70 (n) A procedure for publicizing the policy, which must
71 include its publication in the code of student conduct required
72 under s. 1006.07(2) and in all employee handbooks.

73 (5) To assist school districts in developing policies for
74 the prevention of bullying and harassment, the Department of
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75 | Education shall develop model policies, which must be provided
76 | to school districts no later than October 1, 2006.