AMENDMENTS TO SENATE BILL NO. 1142

Sponsor: SENATOR BROWNE

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1    Amend Bill, page 1, by inserting between lines 6 and 7
2  Section 2.   Intent.
3    The General Assembly finds and declares as follows:
4        (1)  Over the past several years, school shootings have
5    become more frequent. The recent school shootings have shown
6    the need for robust information sharing and communication
7    between schools and law enforcement. The communication is
8    necessary to prevent school violence.
9        (2)  It is vital that the Commonwealth take available
10   measures to create safe and welcoming school communities.
11   Providing students, teachers and communities with an
12   anonymous reporting mechanism is a proven important tool in
13   creating safe and welcoming school communities.
14       (3)  It is the intent of the General Assembly that the
15   Safe2Say Program be a one-stop shop for students, teachers
16   and community members to report behavior perceived to be
17   threatening to an individual or a school entity. Reports made
18   through the anonymous reporting system will be referred to
19   local schools, law enforcement and/or organizations.
20       (4)  The intent of the General Assembly is for the
21   Safe2Say Program to supplement, not replace, 911 services.
22   The Safe2Say Program is intended to facilitate increased
23   communication between law enforcement, school districts and
24   organizations.
25       (5)  It is not the intent of the General Assembly that
26   the Safe2Say Program be used as a disciplinary tool for
27   school employees. However, there may be instances where
28   information obtained through the program may be shared with
29   and used by school officials.
30       (6)  The Safe2Say Program is not meant to be a tool for
31   law enforcement. However, there may be instances where
32   information obtained through the program may be shared with
33   and used by law enforcement.

34    Amend Bill, page 1, line 7, by striking out "2" and inserting

35   3

36    Amend Bill, page 1, lines 14 through 16; page 2, line 1; by

1  striking out "are discoverable." in line 14, all of lines 15 and

2  16 on page 1 and all of line 1 on page 2 and inserting

3      may be produced or otherwise provided to another party.
4     "Law enforcement agency."  A police department of a city,
5  borough, incorporated town or township, the Pennsylvania State
6  Police, district attorneys' offices and the office.

7     Amend Bill, page 2, line 5, by striking out "3(a)" and

8  inserting

9     4(a)

10    Amend Bill, page 2, by inserting between lines 5 and 6

11    "Record of the program."  A record created by the office on a
12  tip received from the program.
13    "School entity."  Any school district, including a charter
14  school or cyber charter school, private school, nonpublic
15  school, intermediate unit or area vocational-technical school
16  operating within this Commonwealth.

17    Amend Bill, page 2, line 6, by striking out "3" and inserting

18   4

19    Amend Bill, page 2, line 14, by striking out "For" and

20  inserting

21        To ensure

22    Amend Bill, page 2, line 16, by striking out "schools" and

23  inserting

24        a school entity

25    Amend Bill, page 2, line 17, by striking out "schools" and

26  inserting

27        a school entity

28    Amend Bill, page 2, by inserting between lines 17 and 18

29        (2)  To establish protocols and procedures to promptly
30     notify the appropriate law enforcement agency via 911 centers
31     when the program receives an anonymous report of violent or
32     criminal activities in a school entity that poses an
33     immediate threat of violence or criminal activity.

34    Amend Bill, page 2, line 18, by striking out "(2)" and

35  inserting

1        (3)

2    Amend Bill, page 2, line 21, by striking out "(3)" and

3  inserting

4        (4)

5    Amend Bill, page 2, line 26, by striking out "(4)" and

6  inserting

7        (5)

8    Amend Bill, page 2, line 29, by striking out "(5)" and

9  inserting

10        (6)

11    Amend Bill, page 2, line 29, by striking out "promptly"

12    Amend Bill, page 2, line 29, by inserting after "to"

13        promptly

14    Amend Bill, page 3, line 6, by striking out "(6)" and

15  inserting

16        (7)

17    Amend Bill, page 3, lines 7 and 8, by striking out ", schools

18  and school districts" and inserting

19        and school entities

20    Amend Bill, page 3, line 10, by striking out "(7)" and

21  inserting

22        (8)

23    Amend Bill, page 3, line 11, by striking out "participating

24  schools and school districts" and inserting

25        school entities

26    Amend Bill, page 3, by inserting between lines 11 and 12

27        (9)  To, in consultation with the Department of
28    Education, establish guidelines school entities may utilize
29    to respond to a report received from the program.
30        (10)  To work with school entities, local law enforcement
31    agencies and organizations to identify each person to whom a
32    report from the program will be sent.
33    (d)  School entity.--Each school entity shall develop
34  procedures for assessing and responding to reports received from

1  the program.

 2     Amend Bill, page 3, lines 12 through 16, by striking out all

 3  of said lines and inserting

 4  Section 5.  Confidentiality.
 5     (a)  Disclosure.--A record created or obtained through the
 6  implementation or operation of the program shall be
 7  confidential. A person may not disclose a record of the program
 8  except:
 9          (1)  To provide notice to the appropriate law enforcement
10      agency, school entity and organization in accordance with the
11      procedures established under section 4.
12          (2)  Upon order of the court as provided in section 6.

13     Amend Bill, page 3, line 21, by striking out "first" and

14  inserting

15      third

16     Amend Bill, page 3, line 25, by inserting after "act"

17     , in consultation with Statewide organizations

18     Amend Bill, page 3, by inserting between lines 25 and 26

19  (e)  False reports.--
20      (1)  A person commits a misdemeanor of the third degree
21  if the person knowingly or intentionally makes a false report
22  to the program.
23      (2)  If a report filed with the program is determined to
24  be a false report, information about the subject of the false
25  report shall not be made part of the subject student's
26  record.

27     Amend Bill, page 3, line 26, by striking out "5" and

28  inserting

29   6

30     Amend Bill, page 4, line 2, by striking out "If" and

31  inserting

32      Upon

33     Amend Bill, page 4, line 3, by striking out "is granted"

34     Amend Bill, page 4, line 4, by inserting after "record"

35      requested to be

36     Amend Bill, page 4, line 22, by inserting after "to"

37      support or

1    Amend Bill, page 4, line 24, by striking out "6" and

2  inserting

3   7

4    Amend Bill, page 5, line 12, by striking out "district" and

5  inserting

6        entity

7    Amend Bill, page 5, by inserting between lines 14 and 15

8        (7)  The total number of false reports received.

9    Amend Bill, page 5, line 15, by striking out "(7)" and

10  inserting

11         (8)

12    Amend Bill, page 5, line 17, by striking out "7" and

13  inserting

14   8