

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 458, Page 3, Section 160.775, Line 55, by inserting after all of said the line
2 following:

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4 "5. Notwithstanding any other provision of law, any school district may subject any student
5 to discipline for cyberbullying. The district shall have jurisdiction to prohibit cyberbullying that
6 originates on a school's campus if the electronic communication was made using the school's
7 technological resources or the electronic communication was made on the school's campus using the
8 student's own personal technological resources. The district shall have jurisdiction to prohibit
9 cyberbullying that originates off the school's campus if:

10 (1) It was reasonably foreseeable that the electronic communication would reach the school's
11 campus; or

12 (2) There is a sufficient nexus between the electronic communication and the school which
13 includes, but is not limited to, speech that is directed at a school-specific audience, or the speech was
14 brought onto or accessed on the school campus, even if it was not the student in question who did so.

15 6. In determining the appropriate disciplinary action for a cyberbullying offense under
16 subsection 5 of this section, the district shall take into consideration the nature of the offense, the age
17 of the student, and the following:

18 (1) For a first-time or minor cyberbullying offense, the district may mandate that the student
19 attend counseling and education sessions;

20 (2) For a second or more serious cyberbullying offense, the district may prohibit the student
21 from participating in school activities or events;

22 (3) For a serious incident of cyberbullying, the school may suspend or expel the student.";
23 and

24
25 Further amend said bill by amending the title, enacting clause, and intersectional references
26 accordingly.

Action Taken _____ Date _____