SHB 1279 - H AMD **67**
    By Representative Manweller

                                                    WITHDRAWN 02/28/2017

1   On page 4, line 2, after "<u>drills;</u>" strike "<u>and</u>"

2   On page 4, line 4, after "<u>zones</u>" insert "<u>; and</u>
3   <u>(iv) An educational program, class, activity, or drill designed</u>
4   <u>to teach students about the students protecting students program as</u>
5   <u>required under section 3 of this act</u>"

6   On page 4, after line 19, insert the following:

7   "<u>NEW SECTION.</u> **Sec. 2.** A new section is added to chapter 28A.300
8 RCW to read as follows:
9   (1) The definitions in this subsection apply throughout this
10 section unless the context clearly requires otherwise.
11   (a) "Personally identifiable information" means the name of the
12 reporting party; the address, phone number, email address, user name,
13 or social media profile of the reporting party; personal indirect
14 identifiers of the reporting party, such as social security number,
15 student number, date of birth, mother's maiden name; or other
16 information that, alone or in combination with other information,
17 could be used to determine the identity of the reporting party.
18   (b) "Program" means the students protecting students program.
19   (2) The students protecting students program is established
20 within the office of the superintendent of public instruction. The
21 primary purpose of the statewide program is to provide students and
22 the community with the means to relay information anonymously
23 concerning unsafe, potentially harmful, dangerous, violent, or
24 criminal activities, or the threat of these activities, to the
25 appropriate schools or, if necessary, appropriate law enforcement
26 agencies.
27   (3) The students protecting students program must:
28   (a) Establish procedures for anonymous reporting concerning
29 unsafe, potentially harmful, dangerous, violent, or criminal
30 activities, or the threat of these activities, where reporting can be

accomplished by a variety of means including, at a minimum, phone, text message, and email;

(b) Establish procedures, consistent with the federal health insurance portability and accountability act of 1966 and the federal family educational rights and privacy act of 1974, so that the personally identifiable information of the reporting party remains unknown to persons and entities, including employees or persons operating the program, law enforcement agencies, and schools;

(c) Establish procedures so that the personally identifiable information of a reporting party who becomes known to employees or persons operating the program through any means other than voluntary disclosure is not further disclosed; and

(d) Promptly forward information, other than personally identifiable information, collected by the program to the appropriate law enforcement agencies or schools.

(4) The office of the superintendent of public instruction must contract with an existing organization to provide the program described in this section. The organization must have the ability to receive anonymous reporting from students and the community twenty-four hours per day, seven days per week, and the ability to promptly forward the information as required in this section. The office may contract with the organization for a term not to exceed three years, and must review the performance of the organization with respect to the duties required under this section before renewing the contract.

(5)(a) Except as provided in (b) of this subsection, personally identifiable information collected and maintained by the program is confidential.

(b) The program must release personally identifiable information to a school district, charter school, or state-tribal compact school only after approval by the superintendent of public instruction, or the superintendent's designee, supported by an affidavit from the district superintendent, charter school administrator, or state-tribal compact school administrator establishing reasonable suspicion that the reporting party knowingly filed a fraudulent report.

(c) An employee or person operating the program who knowingly discloses personally identifiable information in violation of the provisions of this section commits a misdemeanor punishable under chapter 9A.20 RCW.

(6) Reporting information to the program does not satisfy a requirement to report child abuse or neglect under chapter 26.44 RCW.

1   (7)(a) A party who, in good faith, reports to the program
2   concerning unsafe, potentially harmful, dangerous, violent, or
3   criminal activities, or the threat of these activities is immune from
4   liability arising out of such reporting.

5   (b) A party who knowingly makes a false or misleading material
6   statement to the program is guilty of a gross misdemeanor under RCW
7   9A.76.175. For the purpose of RCW 9A.76.175, employees or persons
8   operating the program are public servants.

9   (8) This section creates no cause of action against the employees
10   or persons operating the program, the program, the organization
11   operating the program, nor the office of the superintendent of public
12   instruction or its employees.

13   NEW SECTION. **Sec. 3.** A new section is added to chapter 28A.320
14   RCW to read as follows:

15   (1) Beginning in the 2017-18 school year, school districts must
16   annually make available to students at least one age-appropriate
17   educational program, class, activity, or drill designed to teach
18   students about the students protecting students program established
19   in section 2 of this act. Such a program, class, activity, or drill
20   must include information about how to report anonymously concerning
21   unsafe, potentially harmful, dangerous, violent, or criminal
22   activities, or the threat of these activities, to appropriate law
23   enforcement agencies and schools.

24   (2) Beginning in the 2017-18 school year, school districts must
25   annually disseminate information about the students protecting
26   students program established in section 2 of this act, including the
27   contact information for anonymous reporting, to students and families
28   through any normal means of existing communication."

29   Correct the title.

     EFFECT: Establishes the students protecting students program,
within the office of the superintendent of public instruction, to
provide students and the community with the means to report
anonymously to appropriate law enforcement agencies and schools
concerning unsafe or violent activities.
     Requires that school districts annually make available at least
one age-appropriate educational program, class, activity, or drill
designed to teach students about the students protecting students

program, and disseminate information about the program to students and families.

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