

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

January 27, 2010
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB10-054 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 14, strike "(f)" and substitute "(g)".
- 2 Page 4, line 15, after "ENVIRONMENT" insert "FOR SCHOOL DISTRICT
3 EMPLOYEES OR CONTRACTORS".
- 4 Page 4, line 20, after "ENVIRONMENT" insert "FOR SCHOOL DISTRICT
5 EMPLOYEES OR CONTRACTORS".
- 6 Page 4, line 23, strike "ENVIRONMENT," and substitute "ENVIRONMENT
7 FOR SCHOOL DISTRICT EMPLOYEES OR CONTRACTORS,".
- 8 Page 4, after line 26 insert:

9 "(f) IF A JUVENILE IS VIOLENT TOWARD OR PHYSICALLY INJURES
10 THE SCHOOL DISTRICT EMPLOYEE OR CONTRACTOR WHO IS PROVIDING
11 EDUCATIONAL SERVICES TO THE JUVENILE PURSUANT TO THIS SECTION,
12 THE SCHOOL DISTRICT SHALL NOT REQUIRE THE EMPLOYEE OR
13 CONTRACTOR TO CONTINUE PROVIDING EDUCATIONAL SERVICES TO THE
14 JUVENILE, AND THE SCHOOL DISTRICT MAY CHOOSE TO CEASE PROVIDING
15 EDUCATIONAL SERVICES TO THE JUVENILE, UNLESS OTHERWISE REQUIRED
16 BY THE FEDERAL IDEA ACT. IF A SCHOOL DISTRICT CEASES TO PROVIDE
17 EDUCATIONAL SERVICES TO A JUVENILE PURSUANT TO THIS PARAGRAPH
18 (f), THE SCHOOL DISTRICT SHALL NOTIFY THE OFFICIAL IN CHARGE OF THE
19 JAIL OR FACILITY, AND THE OFFICIAL SHALL NOTIFY THE JUVENILE, THE

1 JUVENILE'S PARENT OR LEGAL GUARDIAN, THE JUVENILE'S DEFENSE
2 ATTORNEY, AND THE COURT HAVING JURISDICTION OVER THE JUVENILE'S
3 CASE."

4 Page 4, line 27, strike "(f)" and substitute "(g)".

5 Page 6, line 2, after "(e)" insert "OR (f)".

6 Page 6, line 3, strike "(f)" and substitute "(g)".

7 Page 10, line 15, strike "AND (2) (f)," and substitute "(2) (f), AND (2) (g),".

** ** ** ** **