

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 2993

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DATE	D-PG	OFFICIAL STATUS
03/05/2018	6275	Introduction and first reading Referred to E-12 Policy

1.1 A bill for an act

1.2 relating to education; requiring threat assessment teams and oversight committees;

1.3 providing access to criminal history records and health records; appropriating

1.4 money; proposing coding for new law in Minnesota Statutes, chapter 121A.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. [121A.0351] SCHOOL THREAT ASSESSMENT TEAM AND

1.7 OVERSIGHT COMMITTEE.

1.8 Subdivision 1. School threat assessment team; membership. A school district must

1.9 establish a threat assessment team for every school within the district. One threat assessment

1.10 team may serve one or more schools as determined by the school district. The threat

1.11 assessment team membership must include individuals with expertise in counseling, mental

1.12 health, kindergarten through grade 12 instruction, school administration, and law

1.13 enforcement. The membership may include the juvenile prosecutor whose jurisdiction

1.14 includes the area within the school district.

1.15 Subd. 2. Threat assessment team; duties. (a) The threat assessment team is responsible

1.16 for the assessment of and intervention with individuals whose behavior may pose a threat

1.17 to the safety of school staff or students. The team must establish a process for referrals to

1.18 community services or health care providers for evaluation or treatment, where appropriate.

1.19 (b) A threat assessment team must:

1.20 (1) provide guidance to students, faculty, and staff regarding recognition of threatening

1.21 or aberrant behavior that may represent a threat to the community, school, or self;

2.1 (2) identify members of the school community to whom threatening behavior should be
2.2 reported; and

2.3 (3) implement threat assessment policies adopted by the school board.

2.4 Subd. 3. **Report to superintendent; records.** (a) Upon a preliminary determination that
2.5 a student poses a threat of violence or physical harm to self or others, a threat assessment
2.6 team shall immediately report its determination to the superintendent or the superintendent's
2.7 designee. The superintendent shall immediately attempt to notify the student's parent or
2.8 guardian. Upon a preliminary determination by the threat assessment team that an individual
2.9 poses a threat of violence to self or others or exhibits significantly disruptive behavior or
2.10 need for assistance, the team may obtain criminal history record information and health
2.11 records. Health records are limited to those records retained by the school or school district.
2.12 A member of the threat assessment team must not disclose any criminal history record
2.13 information or health information obtained pursuant to this section or use any record of an
2.14 individual beyond the purpose for which the disclosure was made to the threat assessment
2.15 team.

2.16 (b) Nothing in this subdivision shall preclude school personnel from acting immediately
2.17 to address an imminent threat. A school threat assessment team must annually report
2.18 quantitative data on its activities to the superintendent.

2.19 Subd. 4. **Oversight committee; membership.** The school district may establish a
2.20 committee charged with oversight of the threat assessment teams within the district.
2.21 Membership of the oversight committee must include individuals with expertise in human
2.22 resources, education, school administration, mental health, and law enforcement.

2.23 Sec. 2. **APPROPRIATION.**

2.24 \$..... in fiscal year 2019 is appropriated from the general fund to the commissioner of
2.25 education for threat assessment teams and oversight committees under Minnesota Statutes,
2.26 section 121A.0351.