



LEGISLATURE OF THE STATE OF IDAHO



Sixty-seventh Legislature

First Regular Session - 2023

IN THE \_\_\_\_\_

BILL NO. \_\_\_\_\_

BY \_\_\_\_\_

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-5904, IDAHO CODE, TO REQUIRE A CONFIDENTIAL REPORTING SYSTEM FOR SAFETY CONCERNS; AND AMENDING CHAPTER 59, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5907, IDAHO CODE, TO PROVIDE FOR A CONFIDENTIAL REPORTING SYSTEM FOR SAFETY CONCERNS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 33-5904, Idaho Code, be, and the same is hereby amended to read as follows:

33-5904. SCHOOL SAFETY AND SECURITY PROGRAM. (1) There is hereby established in the office of the state board of education the school safety and security program. The executive director of the office of the state board of education may hire a manager of the school safety and security program who shall be responsible for the performance of the regular administrative functions of the program and other duties as the executive director may direct. The manager of the school safety and security program shall be a nonclassified employee. The executive director of the office of the state board of education may employ persons in addition to the manager in other positions or capacities as necessary to fulfill the responsibilities of the school safety and security program as set forth in this section. The executive director of the state board of education shall provide an office, office equipment, and facilities as may be reasonably necessary for the proper performance of the duties of the program manager and other program personnel.

(2) The executive director of the office of the state board of education and the manager and other personnel of the school safety and security program may enter all public educational facilities in this state at reasonable times to conduct annual assessments for consistency with the school safety and security guidelines developed by the Idaho school safety and security advisory board. To the extent possible, such assessments should occur simultaneously with inspections conducted pursuant to section 39-8008, Idaho Code. The school safety and security program shall prepare a written report for each security assessment it conducts. At a minimum, such reports shall include any safety or security vulnerabilities found in the subject school and recommendations for remedying such vulnerabilities. The program shall provide a copy of the report to the local education agency or institution and to the school principal or institution president. The program shall also prepare an annual report, a copy of which shall be submitted to the state board of education and to the Idaho school safety and security advisory board each year.

(3) Upon request of any public educational institution, the school safety and security program shall provide training and technical assistance on best practices and resources for school safety and security as set forth

1 in the guidelines established by the Idaho school safety and security advi-  
2 sory board.

3 (4) The school safety and security program shall maintain a system for  
4 the confidential reporting of student safety concerns.

5 ~~(4)~~ (5) The office of the state board of education may receive grant  
6 moneys on behalf of the school safety and security program to carry out the  
7 responsibilities of the program.

8 ~~(5)~~ (6) On July 1 of each year, or as soon as practicable, the state con-  
9 troller shall transfer three hundred thousand dollars (\$300,000) from the  
10 public school income fund to the school safety and security program's mis-  
11 cellaneous revenue fund 0349-36 for the purposes of this section.

12 SECTION 2. That Chapter 59, Title 33, Idaho Code, be, and the same is  
13 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
14 ignated as Section 33-5907, Idaho Code, and to read as follows:

15 33-5907. CONFIDENTIAL REPORTING SYSTEM. (1) The Idaho school safety  
16 and security program within the office of the state board of education shall  
17 develop and maintain a system for the confidential reporting of student  
18 safety concerns. This system shall be available to all students who reside  
19 in the state of Idaho.

20 (2) The confidential reporting system shall include monitored tele-  
21 phone lines and may include other means of electronic communication. Safety  
22 concerns shall be reported to local school officials and to emergency re-  
23 sponse agencies for investigation.

24 (3) Information received through the confidential reporting system  
25 shall be exempt from public disclosure pursuant to section 74-104(1), Idaho  
26 Code.

27 (4) Any individual who knowingly reports false information to the con-  
28 fidential reporting system shall be guilty of a misdemeanor.