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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 102

01/12/2015 Authored by Garofalo, Lohmer, Whelan, Hancock, Newberger and others  
The bill was read for the first time and referred to the Committee on Education Innovation Policy

1.1 A bill for an act  
1.2 relating to education; modifying certain bullying provisions; amending  
1.3 Minnesota Statutes 2014, section 121A.031, subdivision 1.

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

1.5 Section 1. Minnesota Statutes 2014, section 121A.031, subdivision 1, is amended to  
1.6 read:

1.7 Subdivision 1. **Student bullying policy; scope and application.** (a) This section  
1.8 applies to bullying by a student against another student enrolled in a public school and  
1.9 which occurs:

1.10 (1) on the school premises, at the school functions or activities, or on the school  
1.11 transportation;

1.12 (2) by use of electronic technology and communications on the school premises,  
1.13 during the school functions or activities, on the school transportation, or on the school  
1.14 computers, networks, forums, and mailing lists; or

1.15 (3) by use of electronic technology and communications off the school premises to  
1.16 the extent such use substantially and materially disrupts student learning or the school  
1.17 environment.

1.18 (b) A nonpublic school under section 123B.41, subdivision 9, consistent with its  
1.19 school accreditation cycle, is encouraged to electronically transmit to the commissioner its  
1.20 antibullying policy, if any, and any summary data on its bullying incidents.

1.21 (c) This section does not apply to a home school under sections 120A.22,  
1.22 subdivision 4, and 120A.24, ~~or~~ a nonpublic school under section 123B.41, subdivision 9,  
1.23 or a public school located in a school district that has adopted a written bullying policy

2.1 under Minnesota Statutes 2012, section 121A.0695, that protects all students served by  
2.2 the school district.

2.3 (d) A school-aged child who voluntarily participates in a public school activity, such  
2.4 as a cocurricular or extracurricular activity, is subject to the same student bullying policy  
2.5 provisions applicable to the public school students participating in the activity.