

SB0021/643120/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 21  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**West**” and substitute “**Folden**”; and in lines 9 and 10, in each instance, strike “or was”.

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with “In” in line 22 on page 1 down through “ACTIVITY” in line 29 on page 2 and substitute “**(1) IN THIS SECTION, “PERSON IN A POSITION OF AUTHORITY” MEANS A PERSON WHO, BECAUSE OF THE PERSON’S POSITION OR OCCUPATION, EXERCISES SUPERVISION OVER A MINOR WHO ATTENDS A SCHOOL OR PARTICIPATES IN AN INSTITUTION, A PROGRAM, OR AN ACTIVITY INCLUDED IN ITEM (II) OF THIS PARAGRAPH AND IS:**

**(I) 1. AT LEAST 21 YEARS OLD; AND**

**2. IS EMPLOYED BY OR UNDER CONTRACT WITH A PUBLIC OR PRIVATE PRESCHOOL, ELEMENTARY SCHOOL, OR SECONDARY SCHOOL; OR**

**(II) 1. AT LEAST 6 YEARS OLDER THAN A MINOR WHO IS ENROLLED OR PARTICIPATING IN THE INSTITUTION, PROGRAM, OR ACTIVITY WHERE THE PERSON IS EMPLOYED OR UNDER CONTRACT; AND**

**2. EMPLOYED BY OR UNDER CONTRACT WITH:**

**A. A CHILD CARE FACILITY, INCLUDING AN AFTER-SCHOOL PROGRAM;**

**B. A COMMERCIAL OR NONPROFIT INSTRUCTIONAL PROGRAM FOR MUSIC, DANCE, ART, TUTORING, ACADEMIC ENRICHMENT, OR MARTIAL ARTS, OR A PROGRAM WITH A SIMILAR PURPOSE;**

**C. A SPORTS, SCOUTING, OR RECREATIONAL ACTIVITY OR PROGRAM;**

**D. A DAY OR OVERNIGHT CAMP;**

**E. A RELIGIOUS INSTITUTION; OR**

**F. ANY UNIT OF LOCAL, STATE, OR FEDERAL GOVERNMENT.**

**(2) "PERSON IN A POSITION OF AUTHORITY" INCLUDES:**

**(I) FOR A PERSON DESCRIBED UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION, A PRINCIPAL, VICE PRINCIPAL, TEACHER, COACH, OR SCHOOL COUNSELOR AT A PUBLIC OR PRIVATE PRESCHOOL, ELEMENTARY SCHOOL, OR SECONDARY SCHOOL; AND**

**(II) FOR A PERSON DESCRIBED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION, A PERSON WHO:**

**1. IS UNDER CONTRACT WITH OR IS A VOLUNTEER, AN INTERN, OR A PAID EMPLOYEE OF AN INSTITUTION, A PROGRAM, OR AN ACTIVITY INCLUDED IN PARAGRAPH (1)(II) OF THIS SUBSECTION AND WHO, IN THAT**

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**CAPACITY, DIRECTS OR SUPERVISES MINORS ENROLLED OR PARTICIPATING IN  
THE INSTITUTION, PROGRAM, OR ACTIVITY; OR**

**2. SUPERVISES ONE OR MORE PERSONS IN A  
POSITION OF AUTHORITY WITHIN THE INSTITUTION, PROGRAM, OR ACTIVITY**’.

On page 3, in lines 10, 11, and 12, in each instance, strike the bracket; strike beginning with the colon in line 10 down through “(I)” in line 11; in the same line, strike “sexual act or sexual contact” and substitute “SEXUAL ACT, SEXUAL CONTACT, OR VAGINAL INTERCOURSE”; in line 12, strike “ENROLLED” and substitute “, OR IS ENROLLED”; and strike beginning with “; OR” in line 14 down through “ACTIVITY” in line 18.