

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By  
\_\_\_\_\_

1 AMEND House Committee Substitute for House Bill No. 1439, Page 7, Section 160.665, Line 67,  
2 by inserting after all of said section and line the following:

3  
4 "160.850. 1. Notwithstanding any other provision of this chapter, chapter 167, or any other  
5 provision of law to the contrary, public school students shall not be subject to any civil or criminal  
6 penalties, fines, or discipline of any nature for simulating a weapon while playing. Simulating a  
7 weapon while playing includes, but is not limited to:

8 (1) Brandishing a food item;

9 (2) Possessing a toy firearm less than two inches in length;

10 (3) Using the hand or fingers to simulate a weapon;

11 (4) Vocalizing an imaginary weapon;

12 (5) Using a pen, pencil, or other writing instrument to simulate a weapon; or

13 (6) Drawing or possessing an image of a weapon.

14 2. As an exercise of individual rights guaranteed by the First and Second Amendments to the  
15 Constitution of the United States, public school students may wear clothing and accessories  
16 depicting a weapon, or express opinions regarding the right to bear arms or the right of self defense,  
17 unless such actions or speech are properly restricted by a viewpoint-neutral school policy applying  
18 equally to all students.

19 3. Nothing in this section shall prohibit civil or criminal penalties, fines, or discipline  
20 imposed for acts of simulating a weapon that cause bodily harm to another individual, disrupt the  
21 student learning environment, or constitute a serious threat which reasonably places another person  
22 in fear of bodily harm."; and

23  
24 Further amend said bill by amending the title, enacting clause, and intersectional references  
25 accordingly.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_