

House Bill 819

By: Representatives Kendrick of the 93rd, Dickerson of the 113th, Carter of the 175th, Kaiser of the 59th, Teasley of the 37th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia
2 Annotated, relating to student health in elementary and secondary education, so as to provide
3 for the development of a list of training materials in mental health, behavioral disabilities,
4 and learning disabilities; to provide that no cause of action is created; to provide that no duty
5 of care is created; to provide for related matters; to provide for applicability; to repeal
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,
10 relating to student health in elementary and secondary education, is amended by adding a
11 new Code section to read as follows:

12 "20-2-779.2.

13 (a) The Department of Education shall, in consultation with the Department of Behavioral
14 Health and Developmental Disabilities and mental health experts, develop a list of training
15 materials for awareness in mental health, behavioral disabilities, and learning disabilities
16 which may include training materials currently being used by a local school system.

17 (b) No person shall have a cause of action for any loss or damage caused by any act or
18 omission resulting from any training, or lack thereof, conducted pursuant to this Code
19 section.

20 (c) Any training, or lack thereof, conducted pursuant to this Code section shall not be
21 construed to impose any specific duty of care."

22 **SECTION 2.**

23 This Act shall apply beginning with school year 2017-2018 and thereafter.

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SECTION 3.

25 All laws and parts of laws in conflict with this Act are repealed.