

1 “(2) The use of behavioral intervention teams
2 to identify concerning behaviors, implement interven-
3 tions, and manage risk through the framework of
4 the school’s or institution’s rules or code of conduct,
5 as applicable.

6 “(3) How behavioral intervention teams can,
7 when assessing an individual—

8 “(A) access training on evidence-based,
9 threat-assessment rubrics;

10 “(B) ensure that such teams—

11 “(i) have trained, diverse stakeholders
12 with varied expertise; and

13 “(ii) use cross validation by a wide-
14 range of individual perspectives on the
15 team; and

16 “(C) use violence risk assessment.

17 “(4) How behavioral intervention teams can
18 help mitigate—

19 “(A) inappropriate use of a mental health
20 assessment;

21 “(B) inappropriate limitations or restric-
22 tions on law enforcement’s jurisdiction over
23 criminal matters;

24 “(C) attempts to substitute the behavioral
25 intervention process in place of a criminal proc-

1 ess, or impede a criminal process, when an indi-
2 vidual’s behavior has potential criminal implica-
3 tions;

4 “(D) endangerment of an individual’s pri-
5 vacy by failing to ensure that all applicable
6 Federal and State privacy laws are fully com-
7 plied with; or

8 “(E) inappropriate referrals to, or involve-
9 ment of, law enforcement when an individual’s
10 behavior does not warrant a criminal response.

11 “(c) CONSULTATION.—In carrying out subsection
12 (a)(1), the Secretary shall consult with—

13 “(1) the Secretary of Education;

14 “(2) the Director of the National Threat As-
15 sessment Center of the United States Secretary
16 Service;

17 “(3) the Attorney General and the Director of
18 the Bureau of Justice Assistance;

19 “(4) teachers and other educators, principals,
20 school administrators, school board members, school
21 psychologists, mental health professionals, and par-
22 ents of students;

23 “(5) local law enforcement agencies and campus
24 law enforcement administrators;

25 “(6) privacy experts; and

1 “(7) other education and mental health profes-
2 sionals as the Secretary deems appropriate.

3 “(d) PUBLICATION.—Not later than 2 years after the
4 date of enactment of this section, the Secretary shall pub-
5 lish the best practices under subsection (a)(1) on the inter-
6 net website of the Department of Health and Human
7 Services.

8 “(e) TECHNICAL ASSISTANCE.—The Secretary shall
9 provide technical assistance to institutions of higher edu-
10 cation, elementary schools, and secondary schools to assist
11 such institutions and schools in implementing the best
12 practices under subsection (a).

13 “(f) DEFINITIONS.—In this section:

14 “(1) The term ‘behavioral intervention team’
15 means a team of qualified individuals who—

16 “(A) are responsible for identifying and as-
17 sessing individuals exhibiting concerning behav-
18 iors, experiencing distress, or who are at risk of
19 harm to self or others;

20 “(B) develop and facilitate implementation
21 of evidence-based interventions to mitigate the
22 threat of harm to self or others posed by an in-
23 dividual and address the mental and behavioral
24 health needs of individuals to reduce risk; and

1 “(C) provide information to students, par-
2 ents, and school employees on recognizing be-
3 havior described in this subsection.

4 “(2) The terms ‘elementary school’, ‘parent’,
5 and ‘secondary school’ have the meanings given to
6 such terms in section 8101 of the Elementary and
7 Secondary Education Act of 1965.

8 “(3) The term ‘institution of higher education’
9 has the meaning given to such term in section 102
10 of the Higher Education Act of 1965.

11 “(4) The term ‘mental health assessment’
12 means an evaluation, primarily focused on diagnosis,
13 determining the need for involuntary commitment,
14 medication management, and on-going treatment
15 recommendations.

16 “(5) The term ‘violence risk assessment’ means
17 a broad determination of the potential risk of vio-
18 lence based on evidence-based literature.”.

