
HOUSE COMMITTEE AMENDMENTS

2021 Regular Session

Amendments proposed by House Committee on Education to Original House Bill No. 409
by Representative Freeman

1 AMENDMENT NO. 1**2** On page 1, line 5, after "power-based" and before "to" delete "violence;" and insert "abuse;"**3** AMENDMENT NO. 2**4** On page 2, delete lines 1 through 18 and insert the following:**5** "(3) "Confidential advisor" means a person designated by the
6 institution who has been trained to aid a student involved in a power-based
7 abuse complaint in the resolution process as a confidential resource.**8** (4) "Power-based abuse" means any form of interpersonal abuse
9 intended to control or intimidate another person through the assertion of
10 power over the person. Power-based abuse includes the following:**11** (a) Domestic abuse, which occurs when committed by one family
12 member, current or former household member, or dating partner against
13 another and at least one of the following is present:**14** (i) Physical or sexual abuse and any offense against the person,
15 physical or non-physical, as defined in the Louisiana Criminal Code, or the
16 threat thereof, except negligent injury and defamation, regardless of whether
17 the perpetrator was prosecuted.**18** (ii) Any act or threat to act that is intended to coerce, control, punish,
19 intimidate, or exact revenge on the other party, for the purpose of preventing
20 the victim from reporting to law enforcement or requesting medical
21 assistance or emergency victim services, or for the purpose of depriving the
22 victim of the means or ability to resist the abuse or escape the relationship."**23** AMENDMENT NO. 3**24** On page 2, at the beginning of line 19, delete "(c)" and insert "(b)"**25** AMENDMENT NO. 4**26** On page 2, line 20, after "R.S. 15:541(24)" and before "or" insert a comma "," and insert
27 "voyeurism as provided in R.S. 14:283.1,"**28** AMENDMENT NO. 5**29** On page 2, at the beginning of line 22, delete "(d)" and insert "(c)"**30** AMENDMENT NO. 6**31** On page 2, at the beginning of line 26, delete "(e)" and insert "(d)"**32** AMENDMENT NO. 7**33** On page 3, line 2, after "indirectly," and before "or" insert "through electronic
34 communication, through electronic mail, through social media,"**35** AMENDMENT NO. 8**36** On page 3, line 4, after "person," and before "or" insert "threatens a person's pet,"

1 AMENDMENT NO. 9

2 On page 3, line 11, after "power-based" and before "Responsible" delete "violence." and
3 insert "abuse."

4 AMENDMENT NO. 10

5 On page 3, at the end of line 18, delete "violence" and insert "abuse"

6 AMENDMENT NO. 11

7 On page 3, line 24, after "power-based" and before "as" delete "violence" and insert "abuse"

8 AMENDMENT NO. 12

9 On page 3, at the end of line 27, insert "identity of the reporter and the"

10 AMENDMENT NO. 13

11 On page 4, line 2, after "power-based" and before "alleged" delete "violence" and insert
12 "abuse"

13 AMENDMENT NO. 14

14 On page 4, line 5, after "B.(1)" and before "each" delete "At least once every three months"
15 and insert "Not later than October first, January first, April first, and July first each year,"

16 AMENDMENT NO. 15

17 On page 4, delete line 19 and insert the following:

18 "D. Not later than fourteen days after receiving a report from a chancellor, the
19 system president shall submit a"

20 AMENDMENT NO. 16

21 On page 5, line 1, after "Subsection" and before "of" delete "E" and insert "F"

22 AMENDMENT NO. 17

23 On page 5, between lines 2 and 3, insert the following:

24 "E. Each management board shall send a report to the Board of
25 Regents by December thirty-first annually that summarizes reports received
26 pursuant to Subsection D of this Section."

27 AMENDMENT NO. 18

28 On page 5, at the beginning of line 3, delete "E." and insert "F."

29 AMENDMENT NO. 19

30 On page 5, line 4, after "terminated" delete the colon ":" and insert "in accordance with the
31 institution's disciplinary procedures:"

32 AMENDMENT NO. 20

33 On page 5, at the beginning of line 9, delete "F." and insert "G."

1 AMENDMENT NO. 21

2 On page 5, at the beginning of line 12, delete "A. Each" and insert "A.(1) Not later than
3 January 1, 2022, each"

4 AMENDMENT NO. 22

5 On page 5, line 13, after "institution" delete the remainder of the line and insert a comma ","
6 and insert "including the campus police department, if any, the local district attorney's office,
7 and any law enforcement agency with criminal jurisdiction over the campus, shall enter into
8 a written memorandum of"

9 AMENDMENT NO. 23

10 On page 5, line 17, after "power-based" and before "committed" delete "violence" and insert
11 "abuse"

12 AMENDMENT NO. 24

13 On page 5, between lines 17 and 18, insert the following:

14 "(2) Each memorandum of understanding shall be signed by all parties to the
15 memorandum."

16 AMENDMENT NO. 25

17 On page 5, at the beginning of line 19, delete "Violence" and insert "Abuse"

18 AMENDMENT NO. 26

19 On page 5, line 19, after "that" and before "memorandum" delete "the" and insert "each"

20 AMENDMENT NO. 27

21 On page 5, line 26, after "power-based" and before "for" delete "violence" and insert "abuse"

22 AMENDMENT NO. 28

23 On page 6, line 2, after "power-based" and before "occurring" delete "violence" and insert
24 "abuse"

25 AMENDMENT NO. 29

26 On page 6, line 8, after "power-based" and before "on" delete "violence" and insert "abuse"

27 AMENDMENT NO. 30

28 On page 6, at the beginning of line 9, delete "violence," and insert "abuse,"

29 AMENDMENT NO. 31

30 On page 6, at the end of line 15, delete "violence." and insert "abuse."

31 AMENDMENT NO. 32

32 On page 6, line 18, after "power-based" and before "victims," delete "violence" and insert
33 "abuse"

1 AMENDMENT NO. 33

2 On page 6, line 22, after "power-based" and before "and" delete "violence" and insert
3 "abuse"

4 AMENDMENT NO. 34

5 On page 6, line 23, after "such" and before "on" delete "violence" and insert "abuse"

6 AMENDMENT NO. 35

7 On page 6, line 24, after "power-based" and before "to" delete "violence" and insert "abuse"

8 AMENDMENT NO. 36

9 On page 6, line 27, after "power-based" and before "to" delete "violence" and insert "abuse"

10 AMENDMENT NO. 37

11 On page 7, line 3, after "program for" delete the remainder of the line and insert "annual
12 training for the members of the Board of Regents and of each"

13 AMENDMENT NO. 38

14 On page 7, line 7, after "power-based" and before "and" delete "violence," and insert
15 "abuse,"

16 AMENDMENT NO. 39

17 On page 7, line 14, after "on" and before "shall" delete "Sexual Power-Based Violence" and
18 insert "Power-Based Abuse"

19 AMENDMENT NO. 40

20 On page 7, line 15, after "transfer of" delete the remainder of the line and at the beginning
21 of line 16, delete "been taken" and insert "any student against whom a complaint has been
22 reported to the Title IX coordinator"

23 AMENDMENT NO. 41

24 On page 7, at the end of line 17, delete "violence." and insert "abuse and also communicate
25 when the investigation and adjudication is complete."

26 AMENDMENT NO. 42

27 On page 7, line 18, after "Policy on" and before "Power-Based" delete "Sexual"

28 AMENDMENT NO. 43

29 On page 7, at the beginning of line 19, delete "Violence" and insert "Abuse"

30 AMENDMENT NO. 44

31 On page 7, line 19, after "transcripts of" delete the remainder of the line and delete line 20
32 and at the beginning of line 21, delete "power-based violence," and insert "any student
33 seeking a transfer against whom a complaint has been reported to the Title IX coordinator
34 relative to power-based abuse,"

1 AMENDMENT NO. 45

2 On page 7, at the beginning of line 24, delete "violence" and insert "abuse"

3 AMENDMENT NO. 46

4 On page 7, line 26, after "power-based" and before "climate" delete "violence" and insert
5 "abuse"

6 AMENDMENT NO. 47

7 On page 7, line 27, delete "annually." and insert "once every three years."

8 AMENDMENT NO. 48

9 On page 7, line 28, after "power-based" and before "climate" delete "violence" and insert
10 "abuse"

11 AMENDMENT NO. 49

12 On page 8, line 2, after "power-based" and before "component" delete "violence" and insert
13 "abuse"

14 AMENDMENT NO. 50

15 On page 8, line 22, after "convening of" and before "The" delete "each Regular Session of
16 the Legislature." and insert "the next Regular Session of the Legislature following the
17 administration of the survey."

18 AMENDMENT NO. 51

19 On page 8, line 27, after "during" delete the remainder of the line and insert "the 2022-2023
20 academic year and every third year thereafter"

21 AMENDMENT NO. 52

22 On page 9, after line 1, insert the following:

23 "Section 2. This Act shall become effective upon signature by the governor or, if not
24 signed by the governor, upon expiration of the time for bills to become law without signature
25 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
26 vetoed by the governor and subsequently approved by the legislature, this Act shall become
27 effective on the day following such approval."