

HOUSE COMMITTEE AMENDMENTS

2022 Regular Session

Amendments proposed by House Committee on Education to Original House Bill No. 156
by Representative Freiberg

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" and before "relative" delete "R.S. 17:15(C)," and insert
3 "R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(c) and R.S. 17:15(C) and to repeal R.S.
4 15:587.1(A)(2),"

5 AMENDMENT NO. 2

6 On page 1, line 3, after "an" and before "or" delete "initial certification" and insert "educator
7 credential"

8 AMENDMENT NO. 3

9 On page 1, between lines 8 and 9, insert the following:

10 "Section 1. R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(C) are hereby amended and
11 reenacted to read as follows:

12 "§587. Duty to provide information; processing fees; Louisiana Bureau of Criminal
13 Identification and Information

14 A.(1) * * *

16 (j) * * *

18 (ii) The Louisiana Department of Education shall be entitled to criminal
19 history record and identification files of the bureau of any person who has submitted
20 a fingerprint request pursuant to R.S. 15:587.1 and R.S. 17:15(C)(2). The bureau is
21 authorized to submit fingerprints to the Federal Bureau of Investigation to be
22 retained in the FBI rap back system for the purpose of being searched by future
23 submissions to the FBI rap back system, including latent fingerprint searches. The
24 bureau shall make available to the Louisiana Department of Education rap backs for
25 requests made pursuant to R.S. 17:15(C)(2).
26 * * *

27 §587.1. Provision of information to protect children
28 * * *

29 B.(1) * * *

31 (c) In addition to the requirements of Subparagraph (a) of this Paragraph, for
32 requests made by the state Department of Education pursuant to R.S. ~~17:15;~~
33 17:15(C)(2), the bureau is authorized to submit fingerprints to the Federal Bureau of
34 Investigation to be retained in the FBI rap back system for the purpose of being
35 searched by future submissions to the FBI rap back system, including latent
36 fingerprint searches. The bureau shall make available to the Louisiana Department
37 of Education rap backs for requests made pursuant to R.S. ~~17:15;~~ 17:15(C)(2). Any
38 recipient of such information as provided for in this Paragraph shall maintain the
39 confidentiality of such criminal history information in accordance with applicable
40 state or federal law.
41 * * *"

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 AMENDMENT NO. 4

2 On page 1, at the beginning of line 9, change "Section 1." to "Section 2."

3 AMENDMENT NO. 5

4 On page 1, line 12, after "for" and before "shall" delete "a certification or teaching
5 authorization" and insert the following:

6 "an educator credential or teaching authorization issued by the State Board of
7 Elementary and Secondary Education or the state Department of Education"

8 AMENDMENT NO. 6

9 On page 1, at the end of line 13, change "Section." to "Subsection."

10 AMENDMENT NO. 7

11 On page 1, line 18, between "of" and "or" delete "a certificate" and insert "an educator
12 credential"

13 AMENDMENT NO. 8

14 On page 2, line 7, after "arrested" and before "pled" delete "for or" and insert "for, convicted
15 of, or,"

16 AMENDMENT NO. 9

17 On page 2, between lines 12 and 13, insert the following:

18 "(3) The State Board of Elementary and Secondary Education by rule
19 adopted in accordance with the Administrative Procedure Act shall establish
20 requirements and procedures consistent with the provisions of R.S. 15:587.1 under
21 which the board may, for any applicant for or recipient of an educator credential or
22 teaching authorization issued in accordance with state law or board policy, do the
23 following:

24 (a) Request information from the state bureau and the federal bureau
25 concerning whether the person has been arrested for, convicted of, or pled nolo
26 contendere to any criminal offense.

27 (b) Require and provide the procedure for the submission of a person's
28 fingerprints to the state bureau, and from the state bureau to the federal bureau, in a
29 form acceptable to the state bureau."

30 AMENDMENT NO. 10

31 On page 2, at the beginning of line 13, change "(3)" to "(4)"

32 AMENDMENT NO. 11

33 On page 2, line 14, after "dollars," and before "may" insert "which may be increased by up
34 to five percent annually,"

35 AMENDMENT NO. 12

36 On page 2, at the beginning of line 19, change "(4)" to "(5)"

37 AMENDMENT NO. 13

1 On page 2, line 19, after "R.S. 17:7(6)(h)," delete the remainder of the line and delete line
2 20 in its entirety and insert the following:

3 "neither the board nor the department shall issue an educator credential or teaching
4 authorization to a"

5 AMENDMENT NO. 14

6 On page 2, at the beginning of line 23, change "(5)" to "(6)"

7 AMENDMENT NO. 15

8 On page 2, line 23, after "with" and before "or" delete "a certification" and insert "an
9 educator credential"

10 AMENDMENT NO. 16

11 On page 2, at the beginning of line 26, after "such" and before "or" delete "certification" and
12 insert "educator credential"

13 AMENDMENT NO. 17

14 On page 2, at the beginning of line 28, after "17:7(6)(h)," and before "renew," delete "the
15 state board shall not" and insert "neither the board nor the department shall"

16 AMENDMENT NO. 18

17 On page 2, at the end of line 28, after "modify" delete the remainder of the line and on page
18 3, at the beginning of line 1, delete "certification or a" and insert "an educator credential or"

19 AMENDMENT NO. 19

20 On page 3, delete lines 4 through 6 and insert the following:

21 "Section 3. R.S. 15:587.1(A)(2) is hereby repealed in its entirety.
22 Section 4. The provisions of Section 1 of this Act supercede the provisions of
23 Section 1 of Act No. 154 of the 2020 Regular Session of the Legislature that enacted R.S.
24 15:587(A)(1)(j)(ii) and 587.1(B)(1)(c).
25 Section 5.(A) The provisions of this Section and Sections 2, 3, and 4 of this Act shall
26 become effective on August 1, 2022; however, the provisions of R.S. 17:15(C)(1) requiring
27 a criminal history record check for applicants for an educator credential or teaching
28 authorization shall not be implemented until June 1, 2023.
29 (B) The provisions of Section 1 of this Act shall become effective on the date that
30 R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(c) as enacted by Section 2.(B) of Act No. 154 of
31 the 2020 Regular Session of the Legislature would have become effective."