

Existing law defines the crime of obscenity to include the intentional exposure of the genitals, pubic hair, anus, vulva, or female breast nipples in any public place or place open to the public view, or in any prison or jail, with the intent of arousing sexual desire or which appeals to prurient interest or is patently offensive.

New law provides that when these acts of obscenity occur within 2,000 feet of a school, within 24 hours of receiving the report of the incident, the law enforcement agency acting in response to the reported incident shall notify the principal or headmaster of the school that the incident occurred.

New law further provides that the notice shall include all of the following: the date, time, and location of the incident, a brief description of the incident, and a brief description of the physical characteristics of the alleged offender which may include but shall not be limited to the alleged offender's sex, race, hair color, eye color, height, age, and weight.

Within 24 hours of receiving notice of the incident from law enforcement, new law requires the principal or headmaster to notify the parents of all students enrolled at the school.

New law provides that such notice shall include the same information required of the notice provided by law enforcement to the school to the extent that such information is included in the notice provided by law enforcement.

New law further provides that the principal, headmaster, school, owner of the school, operator of the school, and the insurer or self-insurance program for the school shall be immune from any liability that arises as a result of compliance or noncompliance with new law, except for any willful violation.

Proposed law defines "school" as any public or private elementary or secondary school in this state, including all facilities of the school located within the geographical boundaries of the school property.

Effective Aug. 1, 2014.

(Adds R.S. 14:106(I))