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**HOUSE COMMITTEE AMENDMENTS**

2021 Regular Session

Amendments proposed by House Committee on Education to Original House Bill No. 409  
by Representative FreemanAMENDMENT NO. 1

On page 1, line 5, after "power-based" and before "to" delete "violence;" and insert "abuse;"

AMENDMENT NO. 2

On page 2, delete lines 1 through 18 and insert the following:

"(3) "Confidential advisor" means a person designated by the institution who has been trained to aid a student involved in a power-based abuse complaint in the resolution process as a confidential resource.

(4) "Power-based abuse" means any form of interpersonal abuse intended to control or intimidate another person through the assertion of power over the person. Power-based abuse includes the following:

(a) Domestic abuse, which occurs when committed by one family member, current or former household member, or dating partner against another and at least one of the following is present:

(i) Physical or sexual abuse and any offense against the person, physical or non-physical, as defined in the Louisiana Criminal Code, or the threat thereof, except negligent injury and defamation, regardless of whether the perpetrator was prosecuted.

(ii) Any act or threat to act that is intended to coerce, control, punish, intimidate, or exact revenge on the other party, for the purpose of preventing the victim from reporting to law enforcement or requesting medical assistance or emergency victim services, or for the purpose of depriving the victim of the means or ability to resist the abuse or escape the relationship."

AMENDMENT NO. 3On page 2, at the beginning of line 19, delete "(c)" and insert "(b)"AMENDMENT NO. 4On page 2, line 20, after "R.S. 15:541(24)" and before "or" insert a comma "," and insert "voyeurism as provided in R.S. 14:283.1,"AMENDMENT NO. 5On page 2, at the beginning of line 22, delete "(d)" and insert "(c)"AMENDMENT NO. 6On page 2, at the beginning of line 26, delete "(e)" and insert "(d)"AMENDMENT NO. 7On page 3, line 2, after "indirectly," and before "or" insert "through electronic communication, through electronic mail, through social media,"AMENDMENT NO. 8On 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 system  
19 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  
15 parties to the 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."