AN ACT

To amend and reenact R.S. 17:3399.12(3) and (5)(a) and (b), 3399.13.1(F), 3399.16(A) and (E), and 3399.18(B)(17), (E), and (F), relative to power-based violence at public postsecondary institutions; to provide relative to definitions and implementation of the Campus Accountability and Safety Act; to require a report to the legislature; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:3399.12(3) and (5)(a) and (b), 3399.13.1(F), 3399.16(A) and (E), and 3399.18(B)(17), (E), and (F) are hereby amended and reenacted to read as follows:

§3399.12. Definitions

For the purposes of this Part, the following terms and phrases shall have the following meanings unless the context clearly indicates otherwise:

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(3) "Employee" means:

(a)(i) An administrative officer, official, or employee of a public postsecondary education board or institution.

(ii) Anyone appointed to a public postsecondary education board or institution.

(iii) Anyone employed by or through a public postsecondary education board or institution.

(iv) Anyone employed by a foundation or association related to a public postsecondary education management board or institution.

(b) "Employee" does not include a student enrolled at a public postsecondary institution whose employment is contingent upon enrollment as a student, unless
the student works for the institution in a position such as a teaching assistant or a residential advisor.

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(5) "Power-based violence" means any form of interpersonal violence intended to control or intimidate another person through the assertion of power over the person and shall include the following:

(a) Dating violence (R.S. 46:2151(C)).

(b) Domestic abuse and family violence (R.S. 46:2121.1(2) and 2132(2)). For the purposes of this Part, domestic abuse shall also include 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.

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§3399.13. Administrative reporting requirements

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F. The Board of Regents, in consultation with the Louisiana Power-Based Violence Review Panel, shall annually submit a report to the governor, the president of the Senate, the speaker of the House of Representatives, and the Senate and House committees on education and select committees on women and children by January fifteenth which shall include system-wide and statewide information. The report shall also include any recommendations for legislation. The report shall be published on the website of the Board of Regents.

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§3399.16. Safety education; recognition and reporting of potential threats to safety

A. The Not later than the beginning of the fall semester of 2022, the administration of each institution, in consultation with campus or local law enforcement agencies, shall develop and distribute information to students regarding power-based violence, campus safety, and internet and cell phone safety and online
content that is a potential threat to school safety.

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E. Each institution shall adopt a policy to implement the provisions of this Part Section. The policy shall require that for every report of an incident of power-based violence or a safety threat received, the actions taken by the institution and the campus law enforcement agency or security officers be documented. The policies shall also provide for guidelines on referring the reports to the appropriate law enforcement agencies.

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§3399.18. Louisiana Power-Based Violence Review Panel

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B. The panel shall be composed of the following members:

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(17) A Title IX coordinator representing each public postsecondary education system. The Title IX coordinator shall serve for one year, and the membership shall rotate between the higher education systems in the following order: the Louisiana State University System, the Southern University System, the University of Louisiana System, and the Louisiana Community and Technical College System. Each coordinator shall be appointed by his system the president of the system.

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E. The commissioner of higher education shall call an organizational meeting of the panel by August 15, 2021. The panel shall elect a chairman, and any other officers deemed necessary, from among the membership.

F. The panel shall meet at least two times per year up to a maximum of four times per year, and may meet at other times upon the call of the chair or as provided by panel rules.

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

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: ___________