
DIGEST

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HB 86 Engrossed

2023 Regular Session

Hodges

Abstract: Provides relative to liability of professional school board and approved nonpublic school employees

Present law provides that no teacher, principal, or administrator in a public school system or in an approved nonpublic school shall be personally liable for any act or failure to act in the directing of or disciplining of school children under his care and supervision, unless such act or failure to act was malicious and willfully and deliberately intended to cause bodily harm.

Proposed law amends present law to provide immunity from civil liability for any teacher, principal, or administrator in a public school system or in an approved nonpublic school who acts or fails to act in the directing of or disciplining of school students under his care and supervision, unless such act or failure to act was malicious and willfully and deliberately intended to cause bodily harm.

Proposed law provides immunity from civil liability and criminal prosecution for a teacher, principal, or administrator in a public school system or in an approved nonpublic school who intervenes and acts in justifiable defense to protect a student or a school employee from a battery or aggravated battery committed by one or more students unless the act of intervention was malicious and willfully and deliberately intended to cause bodily harm.

Proposed law shall be cited and referred to as the "Protect Teachers Act".

(Amends R.S. 17:416.11)