

1 B.(1)(a) If any person serving as a representative or officer of an
2 organization, including any representative, director, trustee, or officer of any national
3 or parent organization of which any of the underlying entities provided for in
4 Paragraph (C)(3) of this Section is a sanctioned or recognized member at the time
5 of the hazing, knew and failed to immediately report to law enforcement that one or
6 more of the organization's members were hazing another person, the organization
7 may be subject to the following:

8 ~~(a)~~(i) Payment of a fine of up to ten thousand dollars.

9 ~~(b)~~(ii) Forfeiture of any public funds received by the organization.

10 ~~(c)~~(iii) Forfeiture of all rights and privileges of being an organization that is
11 organized and operating at the education institution for a specific period of time as
12 determined by the court. If the hazing results in the serious bodily injury or death
13 of the victim, or results in the victim having a blood alcohol concentration of at least
14 0.30 percent by weight based on grams of alcohol per one hundred cubic centimeters
15 of blood, the period of time shall be for not less than four years.

16 ~~(2)~~(b) A national or parent organization that receives a report alleging the
17 commission of an act or acts of hazing, after immediately reporting this information
18 to law enforcement as required by Subparagraph (a) of this Paragraph, may conduct
19 a an independent, timely, and efficient investigation to substantiate or determine the
20 veracity of the allegations prior to making a report to law enforcement. The findings
21 of any investigation conducted by the national or parent organization shall be
22 completed reported to law enforcement and to the district attorney for the parish in
23 which the alleged act or acts occurred no later than fourteen days after the date on
24 which the report was received ~~alleging the commission of an~~ of the alleged act or
25 acts of hazing was received by the national or parent organization.

26 (c) The information reported to law enforcement as required by this
27 Paragraph shall include all details received by the organization relative to the alleged
28 incident, with no information being redacted, including the name of all individuals
29 alleged to have committed the act or acts of hazing.

1 (2) An education institution that receives a report alleging the commission
 2 of an act or acts of hazing by one or more members of an organization that is
 3 organized and operating at the education institution shall immediately report the
 4 alleged act or acts to the law enforcement agency having jurisdiction in the place
 5 where the alleged act or acts of hazing occurred. The information reported to law
 6 enforcement as required by this Paragraph shall include all details received by the
 7 institution relative to the alleged incident, with no information being redacted,
 8 including the name of all individuals alleged to have committed the act or acts of
 9 hazing. Any education institution who fails to comply with the provisions of this
 10 Paragraph may be subject to the following:

11 (a) Payment of a fine of up to ten thousand dollars.

12 (b) Forfeiture of public funds received by the education institution.

13 * * *

14 Section 2. R.S. 17:1801(C), 1801.1(C), and 1805(A)(3), (B), and (D)(2) are hereby
 15 amended and reenacted and R.S. 17:1801.1(B)(3) is hereby enacted to read as follows:

16 §1801. Hazing prohibited; reporting; documentation

17 * * *

18 C.(1) If an organization has taken disciplinary action against one of its
 19 members for hazing or has reason to believe that any member of the organization has
 20 participated in an incident of hazing, the organization shall report the incident to the
 21 institution with which it is affiliated. If an organization or any of its members has
 22 been disciplined by a parent organization for hazing, the organization shall report the
 23 hazing for which the organization was disciplined to the institution with which it is
 24 affiliated.

25 (2) When the institution receives a report of an alleged incident of hazing
 26 pursuant to the provisions of Paragraph (1) of this Subsection, the institution shall
 27 do both of the following:

28 (a) Immediately report to law enforcement as required by R.S. 14:40.8. The
 29 information reported to law enforcement shall include all information and details

1 received by the institution relative to the alleged incident, with no information being
2 redacted, including the name of all individuals alleged to have committed the act or
3 acts of hazing identified in the report.

4 (b) Document in writing all actions taken with regard to the report including
5 but not limited to the date the report was received, reports made to law enforcement
6 and the district attorney as provided in R.S. 14:40.8, and any other information
7 relative to the institution's investigation, processing, and resolution of the incident.

8 (3) The Board of Regents, in consultation with the public postsecondary
9 education management boards, shall develop the following forms:

10 (a) A standardized form that organizations shall use in making the reports
11 required by Paragraph (1) of this Subsection.

12 (b) A standardized form that institutions shall use to document such reports,
13 reports made to law enforcement and the district attorney as provided in R.S.
14 14:40.8, and the manner in which each hazing incident is handled and resolved at the
15 institution level.

16 (c) A policy relative to making available to the public certain information
17 relative to hazing that is documented pursuant to this Paragraph.

18 * * *

19 §1801.1. Hazing education; policies; new student orientation; organizations

20 * * *

21 B.

22 * * *

23 (3) If the student receiving the information required by Paragraphs (1) and
24 (2) of this Subsection is a minor, the information shall also be provided to his parent
25 or legal guardian.

26 C. Each organization as defined in R.S. 17:1801 shall provide annually at
27 least one hour of hazing prevention education to all members, ~~and~~ prospective
28 members, and anyone who is employed by or volunteers with the organization. The
29 education may be provided in person, electronically, or both. Each organization

1 shall submit a report annually to the institution with which it is affiliated relative to
2 the students, employees, and volunteers receiving such education evidenced by an
3 attestation of ~~the student~~ such individuals receiving the education.

4 * * *

5 §1805. Authority of university or college police officer

6 A.

7 * * *

8 (3) While in or out of uniform, these police officers shall have the right to
9 carry concealed weapons and to exercise the power of arrest when discharging their
10 duties on their respective campuses and on all streets, roads, and rights-of-way to the
11 extent they are within or contiguous to the perimeter of such campuses. In the
12 discharge of their duties on campus and while in hot pursuit on or off the campus,
13 each university or college police officer may exercise the power of arrest. For
14 purposes of R.S. 14:40.8, the right of university or college police officers to carry a
15 concealed weapon and to exercise the power of arrest when discharging their duties
16 shall extend to alleged acts of hazing committed by members of an organization that
17 is organized and operating at the university or college for which the police officer
18 is commissioned regardless of the location where the alleged acts occurred.

19 * * *

20 B. Any person arrested by a college or university police officer, in the
21 exercise of the power ~~hereinabove~~ granted pursuant to Paragraph (A)(3) of this
22 Section, shall be immediately transferred by such officer to the custody of the sheriff
23 or city police wherein the arrest occurs.

24 * * *

25 D. Upon authorization by the chief administrative officer of the educational
26 institution, a college or university police officer shall have authority to discharge his
27 duties off campus as follows:

28 * * *

- (3) Require an education institution that receives a report alleging the commission of an act or acts of hazing by one or more members of an organization that is organized and operating at the education institution to immediately report the allegations to the law enforcement agency having jurisdiction in the place where the alleged act or acts occurred. Further requires the information reported to law enforcement to include all details received by the institution relative to the alleged incident, with no information being redacted, including the name of all individuals alleged to have committed the act or acts of hazing. Provides that any education institution that fails to comply with these provisions of proposed law, may be subject to a fine of up to \$10,000 and forfeiture of public funds received by the education institution.

Present law (R.S. 17:1805) provides that university or college police officers have the right to carry a concealed weapon and to exercise the power of arrest when discharging their duties on their respective campuses and on all streets, roads, and rights-of-way to the extent they are within or contiguous to the perimeter of such campuses. In the discharge of their duties on campus and while in hot pursuit on or off the campus, present law provides that each university or college police officer may exercise the power of arrest.

Proposed law retains present law and provides that for purposes of criminal hazing, as defined by present law and proposed law, the right of university or college police officers to carry a concealed weapon and to exercise the power of arrest when discharging their duties shall extend to alleged acts of hazing committed by members of an organization that is organized and operating at the university or college for which the police officer is commissioned regardless of the location where the alleged acts occurred.

Present law (R.S. 17:1801) requires an organization to report to an institution under both of these circumstances:

- (1) If an organization has taken disciplinary action against one of its members for hazing or has reason to believe that any member has participated in hazing.
- (2) If an organization or any of its members has been disciplined by a parent organization for hazing.

Proposed law retains present law and further requires an institution that receives a report of an alleged incident of hazing to do both of the following:

- (1) Immediately report to law enforcement as required by present and proposed law. The information reported to law enforcement shall include all information and details received by the institution relative to the alleged incident, with no information being redacted, including the name of all individuals alleged to have committed the act or acts of hazing identified in the report.
- (2) Document in writing all actions taken with regard to the report including but not limited to the date the report was received, reports made to law enforcement and the district attorney, and any other information relative to the institution's investigation, processing, and resolution of the incident.

In addition, proposed law requires the Board of Regents, in consultation with the public postsecondary education management boards, to develop:

- (1) A standardized form that organizations shall use in making such reports.
- (2) A standardized form that institutions shall use to document such reports, reports made to law enforcement and the district attorney as provided in present law and proposed law, and the manner in which each such hazing incident is handled and resolved at the institution level.

- (3) A policy relative to making available to the public certain information relative to hazing that is documented pursuant to proposed law.

Present law (R.S. 17:1801.1) requires each new student to be provided with educational information on the dangers of and prohibition on hazing during the new student orientation process. Proposed law adds that if such student is a minor, the information shall also be provided to his parent or legal guardian.

Present law (R.S. 17:1801.1) requires each organization to provide annually at least one hour of hazing prevention education to all members and prospective members and to submit a report annually to the institution relative to the students receiving the education. Proposed law broadens present law application to include organization employees and volunteers.

(Amends R.S. 14:40.8(B) and R.S. 17:1801(C), 1801.1(C), and 1805(A)(3), (B), and (D)(2); Adds R.S. 17:1801.1(B)(3))