

2021 Regular Session

HOUSE BILL NO. 324

BY REPRESENTATIVE HILFERTY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

STUDENT/DISCIPLINE: Prohibits corporal punishment in public elementary and secondary schools

1 AN ACT

2 To amend and reenact R.S. 17:81.6(A), 235.1(B)(4)(a), and 416.1(B), relative to student
3 discipline; to prohibit corporal punishment in public elementary and secondary
4 schools; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 17:81.6(A), 235.1(B)(4)(a), and 416.1(B) are hereby amended and
7 reenacted to read as follows:

8 §81.6. Investigation of employees; reporting of certain irregularities or
9 improprieties; prohibited actions; penalties; remedies

10 A. ~~On or before January 1, 1989, each city and parish~~ Each city, parish, or
11 other local public school board shall adopt a policy establishing the procedures for
12 the investigation of employees accused of ~~impermissible~~ corporal punishment or
13 moral offenses involving students.

14 * * *

15 §235.1. Parent orientation; local public school boards; guidelines

16 * * *

17 B. Each local public school board shall conduct a parent orientation course
18 according to the following guidelines:

19 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 324 Engrossed

2021 Regular Session

Hilferty

Abstract: Prohibits corporal punishment in public elementary and secondary schools

Present law prohibits the administration of corporal punishment to students with exceptionalities (except gifted and talented students), and to students who are eligible for services under Section 504 of the Rehabilitation Act of 1973 and who have an Individual Accommodation Plan. Otherwise grants local school boards discretion in the use of corporal punishment for all other students and requires them to adopt rules and regulations to implement and control its use.

Proposed law prohibits any form of corporal punishment in public elementary and secondary schools.

Present law defines corporal punishment to mean the use of physical force that causes pain or discomfort to discipline a student, not including seclusion or restraint under certain circumstances.

(Amends R.S.17:81.6(A), 235.1(B)(4)(a), and 416.1(B))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Education to the original bill:

1. Make technical changes only.