

Regular Session, 2009

HOUSE BILL NO. 688

BY REPRESENTATIVE MONTOUCET

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

CRIME: Creates the crime of unlawful disruption of the operation of a school

1 AN ACT

2 To enact R.S. 14:40.6, relative to the unlawful disruption of the operation of a school; to
3 create the crime of the unlawful disruption of the operation of a school; to provide
4 for definitions; to provide for penalties; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40.6 is hereby enacted to read as follows:

7 §40.6. Unlawful disruption of the operation of a school; penalties

8 A. Unlawful disruption of the operation of a school is the performance of
9 any act upon the premises of a school which would foreseeably cause any of the
10 following:

11 (1) Place teachers or students in fear for their health, safety, or welfare.

12 (2) Intimidate or harass a teacher or student.

13 (3) Violate, disrupt, or interfere with the operation of the school.

14 (4) Cause the evacuation of a school.

15 B. For the purposes of this Section:

16 (1) "School" means any public or nonpublic elementary, secondary, high
17 school, vocational-technical school, college, special, or postsecondary school or
18 institution, or university in this state.

19 (2) "Student" means any person registered or enrolled at a school as defined
20 in this Section.

- 1 (3) "Teacher" shall include any teacher or instructor, administrator, staff
2 person, teacher aide, paraprofessional, school bus driver, food service worker, and
3 other clerical, custodial, or maintenance personnel employed by any public or
4 nonpublic elementary, secondary, high school, vocational-technical school, college,
5 special, or postsecondary school or institution, or university in this state.
- 6 C. Whoever commits the offense of terrorizing activities at a school shall be
7 fined not more than five thousand dollars or imprisoned with or without hard labor
8 for not less than one year nor more than five years, or both.
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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)]

Montoucet

HB No. 688

Abstract: Creates the crime of unlawful disruption of a school.

Proposed law defines "school", "student", and "teacher".

Proposed law provides that unlawful disruption of the operation of a school is the performance of any act upon the premises of a school which would foreseeably cause any of the following:

- (1) Place teachers or students in fear for their health, safety, or welfare.
- (2) Intimidate or harass a teacher or student.
- (3) Violate, disrupt, or interfere with the operation of the school.
- (4) Cause the evacuation of a school.

Proposed law provides a penalty of a fine of not more than \$5,000 or imprisonment with or without hard labor for not less than one year nor more than five years, or both.

(Adds R.S. 14:40.6)