

2024 Regular Session

SENATE BILL NO. 343

BY SENATOR BARROW

COLLEGES/UNIVERSITIES. Provides relative to the prevention of power-based violence in public postsecondary education institutions. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 17:3399.13.1 (A), (C), (E), and (F) and to enact R.S.  
3 17:3399.13.1 (G), relative to the prevention of power-based violence in public  
4 postsecondary education institutions; to provide with respect to written reports;  
5 provides with respect to the dates of the reports; provides with respect to required  
6 annual training; to provide an effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 2. R.S. 17:3399.13.1 (A), (C), (E), and (F) hereby amended and reenacted  
9 and R.S. 17:3399.13.1 (G) is hereby enacted to read as follows:

10 §3399.13.1. Administrative reporting requirements

11 A. Not later than October tenth and April tenth of each year, the Title IX  
12 coordinator of an institution shall submit to the chancellor of the institution a written  
13 **incident** report on the reports received under R.S. 17:3399.13, including information  
14 regarding:

15 (1) The investigation of those reports.

16 (2) The disposition, if any, of any disciplinary processes arising from those  
17 reports.

1 (3) The reports for which the institution determined not to initiate a  
2 disciplinary process, if any.

3 (4) Any complaints of retaliation and the status of the investigation of the  
4 complaints.

5 \* \* \*

6 C. The chancellor of each institution shall submit a report to the institution's  
7 management board within fourteen days of receiving the report pursuant to  
8 Subsection A of this Section from the Title IX coordinator. The report shall include  
9 ~~the number of employees and confidential advisors for the institution, the number~~  
10 ~~and percentage of these who have completed required annual training,~~ the number  
11 of complaints of power-based violence received by the institution, the number of  
12 complaints which resulted in a finding that power-based violations occurred, the  
13 number of complaints in which the finding of power-based violations resulted in  
14 discipline or corrective action, the type of discipline or corrective action taken, the  
15 amount of time it took to resolve each complaint, the number of reports of  
16 retaliation, and the findings of any investigations of reports of retaliation. The report  
17 shall be posted on the institution's website.

18 \* \* \*

19 E. The management board shall send an annual system-wide summary  
20 **incident** report to the Board of Regents by December thirty-first. The Board of  
21 Regents shall post the report on its website.

22 F. **In addition, each management board shall send an annual training**  
23 **report to the Board of Regents by January thirtieth. The report shall include**  
24 **the number of employees and confidential advisors for each institution, and the**  
25 **number and percentage of those who have completed the required annual**  
26 **training. The training report shall be published on the website of each system.**

27 G. The Board of Regents, in consultation with the Louisiana Power-Based  
28 Violence Review Panel, shall annually submit a report to the governor, the president  
29 of the Senate, the speaker of the House of Representatives, and the Senate and House

1 committees on education and select committees on women and children by ~~January~~  
 2 ~~fifteenth~~ **February twenty-eight** which shall include system-wide and statewide  
 3 information. The report shall also include any recommendations for legislation. The  
 4 report shall be published on the website of the Board of Regents.

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

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The original instrument was prepared by Carla S. Roberts. The following digest, which does not constitute a part of the legislative instrument, was prepared by Dawn Romero Watson.

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## DIGEST

SB 343 Reengrossed

2024 Regular Session

Barrow

Present law provides for the "Campus Accountability and Safety Act" that requires each responsible employee of the public colleges and universities report to the Title IX coordinator, with respect to power-based violence. The chancellor of each institution is to submit a report to the institution's management board within 14-days of receiving the report pursuant from the Title IX coordinator. Requires each criminal justice agency, including college and university campus police departments, to provide written notification if it does not have any sexually-oriented criminal offenses reported, any reported sexual assault collection kits in its possession, or any unreported sexual assault collection kits in its possession. Requires a report as to the number of employees and confidential advisors for each campus and the number and percentage of those who have completed required annual training and requires the report of each college or university as well as their management board and to be posted on both websites. The incidents of power-based violence are to be reported to each criminal justice agency, including college and university campus police departments, and to the La. Commission on Law Enforcement and the Administration of Criminal Justice. The incidents report will contain all of the following:

- (1) The number of sexually-oriented criminal offenses reported.
- (2) The status of each sexually-oriented criminal offense case reported.
- (3) The number of sexual assault collection kits submitted for analysis.
- (4) The number of reported sexual assault collection kits requiring analysis.
- (5) The number of reported sexual assault collection kits received.
- (6) The number of unreported sexual assault collection kits received.
- (7) The number of reported sexual assault collection kits that were untested due to judicial or investigative reasons.

Proposed law retains present law and clarifies that the report containing the incidents that

were actually reported to the college and universities. Deletes the responsibility of posting the number and percentage of employees and confidential advisors who complete the required annual training from each college or university solely to the management board of each college or university on the respective management board's website and requires the report to be submitted by January 30th and annually thereafter.

Present law requires that the Board of Regents, in consultation with the La. Power-Based Violence Review Panel, to annually submit a report to the governor, the president of the La. Senate, the speaker of the La. House of Representatives, and the Senate and House Education Committees and the Senate select committees on women and children by January 15th and the report is to include system-wide and statewide information. The report is to also include any recommendations for legislation. The report is to be published on the website of the Board of Regents.

Proposed law retains present law and changes the annual reporting deadline from January 15th to February 28th.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 17:3399.13.1 (A), (C), (E), and (F) and adds R.S. 17:3399.13.1(G))

#### Summary of Amendments Adopted by Senate

##### Senate Floor Amendments to engrossed bill

1. Make technical corrections.