

2026 Regular Session

HOUSE BILL NO. 578

BY REPRESENTATIVE MIKE JOHNSON

CIVIL/LAW: Provides for the Restoring Biological Truth Act

1 AN ACT

2 To amend and reenact Civil Code Article 14, Code of Civil Procedure Article 5055, Code

3 of Criminal Procedure Articles 4, 795(C), (D), and (E), 989, 992, 994, 997, 998, and

4 999.1, Children's Code Articles 106, 720(B)(1), 725, 1217.1(A)(4), and

5 1239.1(A)(4), R.S. 1:8, R.S. 3:1493(E) and 2074(E), R.S. 4:158.2(A)(2) and 193(B),

6 R.S. 9:2720(D), R.S. 11:3390 and 3662, R.S. 13:1856(1) and 1857(A)(8)(d)(ii) and

7 (iii), R.S. 14:107.2(A), R.S. 15:827.3(A)(2)(c)(i), 832(A), 905(F)(13)(b) and

8 (14)(a)(ii) and (d)(ii), 933(D)(4) and (E)(1)(introductory paragraph), 934(B)(4),

9 1110(D)(3), 1204.2(B)(4), and 1228.9(D)(1)(a), R.S. 17:17.5(B)(2), 100.13(G)(2)(f)

10 and (J), 221.3(B)(2)(d), 416(M), 416.21(N)(3)(a) and (b)(i)(aa) and (bb), 1519.7(C),

11 1871(A)(3), 1998, 3047.7(B)(2)(a), 3351(B)(2)(b)(ii), 3399.12(5)(i),

12 3911(B)(1)(i)(introductory paragraph) and (4)(a)(introductory paragraph),

13 3991(A)(1)(b)(iv) and (B)(3), and 5067(B)(7), R.S. 22:1204(A)(10)(b), 1504(1),

14 1545(I)(1)(introductory paragraph) and (J), 1808.2(H), 2161(B), 2187(D)(4), and

15 2503(9)(b)(introductory paragraph), R.S. 23:2043(B)(1), R.S. 27:46(B), R.S.

16 32:398.10(A)(2) and 429.3, R.S. 33:130.302(A)(2), 130.882(A)(2), 363(D),

17 2740.70.3(B)(2), 4071(A)(6), and 4720.301(G)(2), R.S. 36:108(B)(5), R.S.

18 37:832(A)(2), 914(B)(3), 962(C), 1042(B)(1)(b), 1104(A), 1172(A), 2102(A)(2),

19 2353(A)(2), 2403(H), 2407(D), 2455(B)(1), 2704(A)(introductory paragraph),

1 3061(A)(2)(c), 3084(B)(2), 3201(B)(2), 3386.2(C), 3389(C), 3444(A), 3463(B)(1),
 2 3554(A)(2), and 3703(B)(3), R.S. 40:31.61, 101(D)(1), 600.151(D)(1)(l)(ii)(hh) and
 3 (m)(iv), and 2403(H)(1), R.S. 42:2.1(A) and 1132(B)(1)(a), (b), and (c), R.S.
 4 46:153.3(D)(1), 288.5(1), 460.37(B)(10), 1095(A), and 1941.8(A)(introductory
 5 paragraph), R.S. 47:337.14(E)(2) and 1702(6), R.S. 48:2134(C)(introductory
 6 paragraph), R.S. 49:1112(B)(1), R.S. 51:942(A), R.S. 56:108(A) and 1705(C), and
 7 Section 2 of Act 656 of the 2024 Regular Session, relative to use of terms; to provide
 8 for the Restoring Biological Truth Act; to change references from gender to sex; to
 9 provide with respect to definitions; to provide for the use of gender and number; to
 10 provide for boards, commissions, and councils; to provide for statistical data
 11 collection and reporting; to provide for various technical revisions; and to provide
 12 for related matters.

13 Be it enacted by the Legislature of Louisiana:

14 Section 1. Civil Code Article 14 is hereby amended and reenacted to read as follows:

15 Art. 14. Use of ~~gender~~ sex

16 Unless the context indicates otherwise, words used with reference to one
 17 ~~gender~~ sex apply to the other genders sex.

18 Section 2. R.S. 1:8 is hereby amended and reenacted to read as follows:

19 §8. One ~~gender~~ sex may denote others

20 A. Words used in reference to one ~~gender~~ sex apply also to the other ~~genders~~
 21 sex, except as otherwise clearly indicated by the context.

22 B. "Sex" means an individual's biological sex, either male or female, as
 23 observed or clinically certified at birth. Gender identity and other subjective terms
 24 shall not be used as synonyms or substitutes for sex.

25 Section 3. R.S. 3:1493(E) and 2074(E) are hereby amended and reenacted to read
 26 as follows:

27 §1493. Louisiana Industrial Hemp Promotion and Research Advisory Board;
 28 creation and organization

29 * * *

1 E. Appointments to the board shall be made no later than September 1, 2022.
2 Each appointing authority shall notify the commissioner of the appointment. The
3 board should be representative of the state's population by race and ~~gender~~ sex to
4 ensure diversity.

5 * * *

6 §2074. Louisiana Equine Promotion and Research Advisory Board; creation and
7 organization

8 * * *

9 E. An organization authorized to make nominations for appointment to the
10 board shall submit its list of nominees within thirty days after the commissioner
11 requests the list. The commissioner shall make all appointments to the board no later
12 than thirty days after receiving the list of nominees. The board should be
13 representative of the state's population by race and ~~gender~~ sex to ensure diversity.

14 * * *

15 Section 4. R.S. 4:158.2(A)(2) and 193(B) are hereby amended and reenacted to read
16 as follows:

17 §158.2. Quarterly reporting of professional services information

18 A. Each association or licensee as defined in R.S. 4:143 shall submit to the
19 commission, the Senate Committee on Judiciary B, and the House Committee on
20 Commerce all of the following:

21 * * *

22 (2) A report on the demographic information of the association's or licensee's
23 workforce, including but not limited to race, ~~gender~~ sex, and Louisiana residency.

24 * * *

25 §193. Categories of persons subject to exclusion and ejection; civil liberties

26 * * *

27 B. No person may be excluded or ejected on account of race, color, creed,
28 national origin, ancestry, disability, as defined in R.S. 51:2232, or ~~gender~~ sex.

29 * * *

1 Section 5. R.S. 9:2720(D) is hereby amended and reenacted to read as follows:

2 §2720. Enforceability of gestational carrier contract

3 * * *

4 D. No person shall enter into a gestational carrier contract that requires the
5 gestational carrier to consent to terminate a pregnancy resulting from in utero
6 embryo transfer for any reason, including a prenatal diagnosis of an actual or
7 potential disability, impairment, genetic variation, or any other health condition or
8 a discrimination based on ~~gender~~ sex, or for the purposes of the reduction of multiple
9 fetuses. Any such provision in a contract executed in the state of Louisiana or any
10 other state shall be absolutely null and unenforceable in the state of Louisiana as
11 contrary to public policy.

12 Section 6. R.S. 11:3390 and 3662 are hereby amended and reenacted to read as
13 follows:

14 §3390. Beneficiaries

15 For the purposes of this Part, whenever reference is made to ~~gender~~ sex, the
16 masculine shall include the feminine, the feminine shall include the masculine, and
17 in particular with reference to Sections 3363, 3378, 3379, 3385, and 3388 without
18 limiting the generality of the above, whenever reference is made to widows of
19 members of the fire department, it shall also apply to widowers of said members.

20 * * *

21 §3662. One ~~gender~~ sex may denote others

22 For the purposes of this Subpart, whenever reference is made to ~~gender~~ sex,
23 the masculine shall include the feminine, the feminine shall include the masculine,
24 and in particular with reference to Sections 3631, 3648, 3656, and 3660; without
25 limiting the generality of the above, whenever reference is made to widows of
26 members, it shall also apply to widowers of said members.

27 * * *

28 Section 7. R.S. 13:1856(A)(1) and 1857(A)(8)(d)(ii) and (iii) are hereby amended
29 and reenacted to read as follows:

1 §1856. Contents of petition

2 A petition under this Part shall be verified and include a copy of any existing
3 child-custody determination, if available. The petition shall specify the risk factors
4 for abduction, including the relevant factors described in R.S. 13:1857. Subject to
5 the provisions of R.S. 13:1821(E), if reasonably ascertainable, the petition shall
6 contain:

7 (1) The name, date of birth, and ~~gender~~ sex of the child.

8 * * *

9 §1857. Factors to determine risk of abduction

10 A. In determining whether there is a credible risk of abduction of a child, the
11 court shall consider all of the following factors and any evidence that the petitioner
12 or respondent:

13 * * *

14 (8) Is likely to take the child to a country that either:

15 * * *

16 (d) Has laws or practices that would either:

17 * * *

18 (ii) Restrict the petitioner from freely traveling to or exiting from the country
19 because of the petitioner's ~~gender~~ sex, nationality, marital status, or religion.

20 (iii) Restrict the child's ability legally to leave the country after the child
21 reaches the age of majority because of a child's ~~gender~~ sex, nationality, or religion.

22 * * *

23 Section 8. R.S. 14:107.2(A) is hereby amended and reenacted to read as follows:

24 §107.2. Hate crimes

25 A. It shall be unlawful for any person to select the victim of the following
26 offenses against person and property because of actual or perceived race, age, ~~gender~~
27 sex, religion, color, creed, disability, sexual orientation, national origin, or ancestry
28 of that person or the owner or occupant of that property or because of actual or
29 perceived membership or service in, or employment with, an organization, or
30 because of actual or perceived employment as a law enforcement officer, firefighter,

1 or emergency medical services personnel: first or second degree murder;
 2 manslaughter; battery; aggravated battery; second degree battery; aggravated assault
 3 with a firearm; terrorizing; menacing; mingling harmful substances; simple or third
 4 degree rape, forcible or second degree rape, or aggravated or first degree rape; sexual
 5 battery; second degree sexual battery; oral sexual battery; carnal knowledge of a
 6 juvenile; indecent behavior with juveniles; molestation of a juvenile or a person with
 7 a physical or mental disability; simple, second degree, or aggravated kidnapping;
 8 simple or aggravated arson; communicating of false information of planned arson;
 9 simple or aggravated criminal damage to property; contamination of water supplies;
 10 simple or aggravated burglary; criminal trespass; simple, first degree, or armed
 11 robbery; purse snatching; extortion; theft; desecration of graves; institutional
 12 vandalism; or assault by drive-by shooting.

13 * * *

14 Section 9. R.S. 15:827.3(A)(2)(c)(i), 832(A), 905(F)(13)(b) and (14)(a)(ii) and
 15 (d)(ii), 933(D)(4) and (E)(1), 934(B)(4), 1110(D)(3), 1204.2(B)(4), and 1228.9(D)(1)(a) are
 16 hereby amended and reenacted to read as follows:

17 §827.3. Savings attributable to criminal justice reforms; data collection and
 18 reporting requirements to the Joint Legislative Committee on the Budget
 19 A.

20 * * *

21 (2) Each fiscal year, the annual savings shall be allocated as follows:

22 * * *

23 (c) Forty-five percent shall be allocated to the Louisiana Community and
 24 Technical College System for targeted investments in educational and vocational
 25 training aimed at recidivism reduction programming for adult and juvenile offenders.
 26 Such funds shall be utilized in connection with any other available sources of federal
 27 or state aid or training funds. The Louisiana Community and Technical College
 28 System shall provide a report to the legislature by December fifteenth of each year
 29 which shall include but not be limited to the following:

1 (i) A detailed description of the number of people trained categorized by age,
2 race, ~~gender~~ sex, and geographic region.

3 * * *

4 §832. Work by inmates; allowance

5 A. The department shall provide employment opportunities and vocational
6 training for all inmates, regardless of ~~gender~~ sex, consistent with available resources,
7 physical custody, and appropriate classification criteria. Insofar as is possible, the
8 equipment used in such programs, the conditions of employment, the management
9 practices, and the general operating procedures thereof shall approximate those of
10 private industry. The provisions of Part IX of Chapter 2 of Title 51 of the Louisiana
11 Revised Statutes of 1950 with respect to prison-made goods shall be applicable to
12 goods made, manufactured, or produced by the inmates of all institutions and
13 facilities, under the jurisdiction of the department.

14 * * *

15 §905. Rules and regulations; education; training and discipline; work opportunities;
16 vocational training; contracts and agreements; solitary confinement

17 * * *

18 F.

19 * * *

20 (13) Every instance of solitary confinement shall be documented
21 electronically and in the aggregate. Unidentified data on the frequency and length
22 of time that the juvenile spends in solitary confinement shall be available upon
23 request as a public record. Documentation of the solitary confinement shall include
24 all of the following:

25 * * *

26 (b) The race, ethnicity, age, ~~gender~~ sex, and disability status of the juvenile.

27 * * *

1 (14)(a) The office of juvenile justice shall submit a report on the use of
2 solitary confinement quarterly to the Juvenile Justice Reform Act Commission. This
3 report shall include all of the following:

4 * * *

5 (ii) The race, ethnicity, age, ~~gender~~ sex, and disability status of each juvenile
6 placed in solitary confinement.

7 * * *

8 (d) The office of juvenile justice shall post a report on the use of solitary
9 confinement on its website quarterly with deidentified aggregate data including but
10 not limited to all of the following:

11 * * *

12 (ii) Race and ethnicity, age, and ~~gender~~ sex of juveniles placed in solitary
13 confinement.

14 * * *

15 §933. Office of juvenile justice; statistical data collection; reporting

16 * * *

17 D. Data to be collected and maintained. The data collected and maintained
18 under this Section shall include but not be limited to the following data points for
19 each child served:

20 * * *

21 (4) ~~Gender~~ Sex.

22 * * *

23 E. Data to be reported. The reports mandated by the office of juvenile
24 justice shall include but not be limited to the following data:

25 (1) Disaggregated by race, ethnicity, ~~gender~~ sex, parish of prosecution, and
26 most serious offense of adjudication, data including:

27 * * *

28 §934. Detention centers

29 * * *

1 B. The data collected and maintained shall include but not be limited to the
2 following information for each child:

3 * * *

4 (4) ~~Gender~~ Sex.

5 * * *

6 §1110. Purpose and reasons for detention; detention standards; licensing; fees

7 * * *

8 D.

9 * * *

10 (3) A copy of the completed detention screening instrument shall be
11 provided to the juvenile detention facility for any child who is admitted into its
12 custody. The juvenile detention facility shall keep a record of the results of the
13 detention screening instrument and the recommendation made based upon the
14 instrument to either detain the child, release the child with conditions, or release the
15 child without conditions. This record shall include the parish in which the child was
16 taken into custody, the most serious charge for which the child was taken into
17 custody, and demographic information about the child including but not limited to
18 race, ethnicity, ~~gender~~ sex, and age. This information shall be aggregated and
19 submitted quarterly to the Louisiana Commission on Law Enforcement and
20 Administration of Criminal Justice which shall annually provide such information
21 to the JDAI Collaborative.

22 * * *

23 §1204.2. Creation of system; functions; powers; duties

24 * * *

25 B. The system, by and through the commission, shall have the following
26 functions, powers, and duties:

27 * * *

28 (4) To prepare and distribute, to all such persons and agencies, forms to be
29 used in reporting data to the system. The forms shall provide for information

1 regarding crimes which are directed against individuals or groups, or their property,
2 by reason of their actual or perceived race, age, ~~gender~~ sex, religion, color, creed,
3 disability, sexual orientation, national origin, or ancestry or by reason of their actual
4 or perceived membership or service in, or employment with, an organization as
5 defined in R.S. 14:107.2. The forms shall also provide for other items of information
6 needed by federal and state bureaus or departments engaged in the development of
7 national and state statistics.

8 * * *

9 §1228.9. Impaired Driver Tracking System; purpose; procedure

10 * * *

11 D.(1) Every law enforcement agency in this state, including but not limited
12 to city police departments, sheriffs' offices, and state police shall submit the
13 following information to the impaired driver tracking system component of ICJIS,
14 when a person is arrested for any offense listed in Subsection C of this Section:

15 (a) The law enforcement agency making the arrest shall provide sufficient
16 information about the arrested person so that other law enforcement agencies, courts,
17 the Department of Public Safety and Corrections, and other relevant persons or
18 agencies can identify the person arrested, including but not limited to name, address,
19 driver's license number, date of birth, and physical characteristics, such as eye color,
20 hair color, and ~~gender~~ sex.

21 * * *

22 Section 10. R.S. 17:17.5(B)(2), 100.13(G)(2)(f) and (J), 221.3(B)(2)(d), 416(M),
23 416.21(N)(3)(a) and (b)(i)(aa) and (bb), 1519.7(C), 1871(A)(3), 1998, 3047.7(B)(2)(a),
24 3351(B)(2)(b)(ii), 3399.12(5)(i), 3911(B)(1)(i) and (4)(a), 3991(A)(1)b(iv) and (B)(3), and
25 5067(B)(7) are hereby amended and reenacted to read as follows:

26 §17.5. Physical fitness assessment; statewide expansion program

27 * * *

28 B. For purposes of the expansion program, the Cecil J. Picard Center, in
29 collaboration with the Department of Education and the Louisiana Department of

1 Health, shall continue use of the physical fitness assessment instrument used for the
2 pilot program which shall:

3 * * *

4 (2) Include criterion-referenced standards specific to a student's race, age,
5 and ~~gender~~ sex and based on the physical fitness level required for good health.

6 * * *

7 §100.13. Expanded academic support

8 * * *

9 G.

10 * * *

11 (2) In approving high-quality tutoring providers, the department shall require
12 the tutoring providers to:

13 * * *

14 (f) Provide evidence of impact on student outcomes disaggregated by student
15 groups according to race, ~~gender~~ sex, ethnicity, economically disadvantaged
16 students, English language learner status, disability status, and geographic location.
17 Tutoring providers may demonstrate impact through either adherence to the
18 program's model design by aligning with the components of high-dosage tutoring or
19 by having evidence of positive and statistically significant gains in student learning
20 outcomes based on a well-designed randomized controlled trial or
21 quasi-experimental design that provides the basis for evidence of causal program
22 impact and which is conducted by an external third-party researcher.

23 * * *

24 J. The department shall create reporting templates, procedures, and
25 definitions for reporting metrics for city, parish, and other local public school boards
26 to use in collecting and reporting tutoring-related data to the department including
27 changes in academic performance of participating students disaggregated by student
28 groups according to race, ~~gender~~ sex, ethnicity, economically disadvantaged
29 students, English language learner status, disability status, and geographic location.

30 To the extent possible, the department shall leverage existing reporting processes and

1 systems to reduce the reporting burden on local education agencies and public
2 charter schools.

3 * * *

4 §221.3. Student enrollment notification; required schools and programs; content

5 * * *

6 B.

7 * * *

8 (2) Such notification shall:

9 * * *

10 (d) Be a written notification of enrollment which may be a written request
11 for a student's transcript if such transcript request occurs after the student has been
12 accepted for enrollment, with such written request or notification containing at a
13 minimum the student's legal name, date of birth, ~~gender~~ sex, and race.

14 * * *

15 §416. Discipline of students; suspension; expulsion

16 * * *

17 M. The state Department of Education shall publish annually and publish on
18 its website data regarding disciplinary removals disaggregated at the state, system,
19 and school level and also disaggregated and capable of cross-tabulation by the
20 characteristics of ~~gender~~ sex, race, disability, English language learner status, and
21 economically disadvantaged status. In reporting such data, the department shall
22 comply with all federal and state privacy laws and shall strive to ensure that all
23 relevant state accountability metrics are valid and reliable.

24 * * *

25 §416.21. Behavior of students with exceptionalities; use of seclusion and physical
26 restraint

27 * * *

28 N.

29 * * *

1 (3)(a) The state Department of Education shall maintain a database of all
2 reported incidents of seclusion and physical restraint of students with
3 exceptionalities and shall disaggregate the data for analysis by school; student age,
4 race, ethnicity, and ~~gender~~ sex; student disability, where applicable; and any
5 involved school employees.

6 (b)(i) Based upon the data collected, the state Department of Education shall
7 annually compile a comprehensive report regarding the use of seclusion and physical
8 restraint of students with exceptionalities, which shall at a minimum include the
9 following:

10 (aa) The number of incidents of physical restraint disaggregated by school
11 system; student age, race, ethnicity, ~~gender~~ sex, and student disability classification.

12 (bb) The number of incidents of seclusion disaggregated by school system;
13 student age, race, ethnicity, ~~gender~~ sex, and student disability classification.

14 * * *

15 §1519.7. Hospital advisory committees

16 * * *

17 C. In selecting community advisory committee members, an effort shall be
18 made to reflect the demographic diversity of the community the hospital serves
19 including age, ~~gender~~ sex, race, and other relevant factors. The board shall solicit
20 and accept nominations from the community at large and from organizations
21 representing community interests, including without limitation health professionals,
22 religious and community leaders, consumer advocates, and consumers of hospital
23 services.

24 * * *

25 §1871. Board of Supervisors of Community and Technical Colleges; establishment;
26 members; qualifications and terms; vacancies; duties

27 A.

28 * * *

1 (3) The board should be representative of the state's population by race and
2 ~~gender~~ sex to ensure diversity.

3 * * *

4 §1998. Advisory councils

5 The board, upon the recommendation of the directors of postsecondary
6 vocational-technical schools, shall appoint an advisory council on career education
7 for each school. The members of all such advisory councils in this state shall serve
8 without pay. Each such council shall be limited to fifteen members and be
9 representative of the state's population by race and ~~gender~~ sex to ensure diversity and
10 shall be representative equally of employee, employer, and educational and public
11 interests.

12 * * *

13 §3047.7. Reporting system; implementation; requirements; applicability;
14 participation by eligible institutions

15 * * *

16 B. The information reporting system shall include the following:

17 * * *

18 (2)(a) Demographic information of award recipients, including age, race,
19 ~~gender~~ sex, and household income.

20 * * *

21 §3351. General powers, duties, and functions of postsecondary education
22 management boards

23 * * *

24 B. In addition to the powers and duties vested by Subsection A of this
25 Section and any other applicable laws, each board, as soon as practicable, shall
26 adopt:

27 * * *

28 (2) Rules and regulations which may provide for:

29 * * *

1 (b)

2 * * *

3 (ii) Such rules and regulations may include the establishment, award, and
4 continuance of tuition waivers to any student for purposes of ~~gender~~ sex equity who
5 participates in an intercollegiate athletic program and who is pursuing an
6 undergraduate degree provided that the student meets the academic standards and
7 complies with the rules and regulations of the college or university such student is
8 attending relative to requirements for attendance as a full-time student. The tuition
9 waivers may be offered at any campus under the jurisdiction of each management
10 board; however, no management board shall issue more than an aggregate of fifty
11 tuition waivers per campus during an academic year and not more than fifty percent
12 of such tuition waivers shall be issued to out-of-state residents.

13 * * *

14 §3399.12. Definitions

15 As used in this Part, the following terms have the following meanings unless
16 the context clearly indicates otherwise:

17 * * *

18 (5) "Power-based violence" means any form of interpersonal violence
19 intended to control or intimidate another person through the assertion of power over
20 the person and shall include the following:

21 * * *

22 (i) Unwelcome sexual or sex- ~~or gender~~-based conduct that is objectively
23 offensive, has a discriminatory intent, and lacks a bona fide academic purpose.

24 * * *

25 §3911. Data collection system; establishment

26 * * *

27 B.(1)

28 * * *

29 (i) Student discipline information, in total and by unduplicated counts,
30 disaggregated by race, ethnicity, ~~gender~~, sex, English learner status, and students

1 with exceptionalities, excluding gifted and talented, in accordance with data
2 collection conducted pursuant to 20 U.S.C. 3413(c)(1), including but not limited to
3 the following:

4 * * *

5 (4)(a) The department shall annually collect the following data elements for
6 students with an exceptionality by each disability classification, including breakouts
7 of each speech or language impairment category and breakouts of each intellectual
8 disability category, not including students identified exclusively as gifted and
9 talented, for each city, parish, or other local public school board. The following data
10 elements shall be reported for each disability classification in total as well as by
11 unduplicated counts by race, ~~gender~~, age, and sex:

12 * * *

13 §3991. Charter schools; requirements; limitations; renewal; amendment; revocation;
14 board membership

15 A.(1)

16 * * *

17 (b)

18 * * *

19 (iv) Beginning with the 2019-2020 school year, the governing or
20 management board of each charter school, other than a Type 2 charter school,
21 located in a parish with a population of between three hundred twenty-five thousand
22 and three hundred seventy-five thousand persons, based on the most recent federal
23 decennial census, shall be representative of the community in which the charter
24 school is located by race and ~~gender~~ sex to ensure diversity, and no fewer than sixty
25 percent of its members shall reside in the parish in which the school is located.

26 * * *

27 B. Each proposed charter shall contain or make provision for the following:

28 * * *

29 (3) Admission requirements, if any, that are consistent with the school's role,
30 scope, and mission may be established pursuant to rules promulgated by the state

1 board. Such admission requirements shall be specific and shall include a system for
 2 admission decisions which precludes exclusion of pupils based on race, religion,
 3 ~~gender~~ sex, ethnicity, national origin, intelligence level as ascertained by an
 4 intelligence quotient examination, identification as a student with an exceptionality
 5 as defined in R.S. 17:1942(B), or identification as a student who is economically
 6 disadvantaged. Such admission requirements may include, however, specific
 7 requirements related to a school's mission such as auditions for schools with a
 8 performing arts mission or proficiency in a foreign language for schools with a
 9 language immersion mission. Any school which was chartered prior to July 1, 2012,
 10 and which incorporated achievement of a certain academic record as part of its
 11 admission requirements may continue to use such admission requirements. No local
 12 board shall assign any pupil to attend a charter school, except that a local board in
 13 a district in which fifty percent or more of the public schools in the district are
 14 charter schools and that uses a single application and enrollment process adopted by
 15 the local board for public school enrollment may assign a pupil to a charter school
 16 based on such enrollment process, the preferences of the pupil's parent or legal
 17 guardian, the charter school's admission requirements, the charter contract, and the
 18 local board's policies.

19 * * *

20 §5067. Program information reporting system; implementation; requirements;
 21 applicability; participation by eligible institutions and others

22 * * *

23 B. The Taylor Opportunity Program for Students information reporting
 24 system shall include but not be limited to the following:

25 * * *

26 (7) Demographic information of program award recipients, including but not
 27 limited to race and ~~gender~~ sex.

28 * * *

1 Section 11. R.S. 22:1204(A)(10)(b), 1504(I), 1545(I)(1)(introductory paragraph) and
2 (J), 1808.2(H), 2161(B), 2187(D)(4), and 2503(9)(b)(introductory paragraph) are hereby
3 amended and reenacted to read as follows:

4 §1204. Board of directors

5 A. The board of directors shall be composed of the commissioner of
6 insurance or his designee, who shall serve as an ex officio, nonvoting member of the
7 board, and twelve members to be selected from the groups and in the manner as
8 follows:

9 * * *

10 (10)

11 * * *

12 (b) The commissioner shall make all diligent efforts to make selections from
13 these three groups that will represent a racial, ethnic, and ~~gender~~ sex reflection of the
14 state for the board of directors.

15 * * *

16 §1504. Use of credit information

17 An insurer authorized to do business in Louisiana that uses credit information
18 to underwrite or rate risks shall not:

19 (1) Use an insurance score that is calculated using income, ~~gender~~ sex,
20 address, zip code, ethnic group, religion, marital status, or nationality of the
21 consumer as a factor.

22 * * *

23 §1545. Examination

24 * * *

25 I.(1) The commissioner of insurance shall prepare, publicly announce, and
26 publish a report that summarizes statistical information relating to life insurance
27 producer examinations administered during the preceding calendar year. Each report
28 shall include the following information for all examinees combined and separately
29 by gender, race or ethnicity, race or ethnicity within ~~gender~~ sex, education level, and
30 native language:

1 * * *

2 J. The commissioner of insurance may provide to a testing service provider
3 under contract with the Department of Insurance any demographic information
4 received by the department on applications relating to examinations taken to qualify
5 for an insurance producer license if the commissioner requires the provider to review
6 and analyze examination results in conjunction with the education level, ~~gender~~ sex,
7 native language, race, or ethnicity of examinees.

8 * * *

9 §1808.2. Examination

10 * * *

11 H. The commissioner of insurance may provide to a testing service provider
12 under contract with the Department of Insurance any demographic information
13 received by the department on applications relating to examinations taken to qualify
14 for an insurance consultant license if the commissioner requires the provider to
15 review and analyze examination results in conjunction with the education level,
16 ~~gender~~ sex, native language, race, or ethnicity of examinees.

17 §2161. Powers of the commissioner; creation of advisory boards

18 * * *

19 B. The commissioner shall appoint the members of any advisory board
20 created pursuant to this Section. The commissioner shall ensure that his
21 appointments demonstrate race, ~~gender~~ sex, ethnic, and geographical diversity. The
22 commissioner shall promulgate rules and regulations in accordance with the
23 Administrative Procedure Act providing for the creation, governance, duties, and
24 termination of any advisory board created pursuant to this Section.

25 * * *

26 §2187. Actuarial reviews of proposed healthcare legislation

27 * * *

28 D. Contractors shall provide all of the following in the report of an actuarial
29 review performed pursuant to this Section:

30 * * *

1 (4) If available, information concerning who would benefit from any cost
2 changes and health benefits from the legislative proposal, as identified in Paragraphs
3 (C)(3) through (8) of this Section, and any disproportionate effects that the
4 legislative proposal would have on state residents, which information, if available,
5 shall be disaggregated, at a minimum, by race, ethnicity, sex, ~~gender~~ sex, and age.

6 * * *

7 §2503. Definitions

8 As used in this Chapter, the following definitions apply:

9 * * *

10 (9) "Nonpublic information" means electronic information that is not
11 publicly available information and is any of the following:

12 * * *

13 (b) Any information or data, except age or ~~gender~~ sex, in any form or
14 medium created by or derived from a healthcare provider or a consumer, that can be
15 used to identify a particular consumer, and that relates to any of the following:

16 * * *

17 Section 12. R.S. 23:2043(B)(1) is hereby amended and reenacted to read as follows:

18 §2043. Members

19 * * *

20 B.(1) In making the appointments, the governor shall, as nearly as
21 practicable, appoint members in a manner that is representative of the population of
22 the regions of the state and shall consider factors including but not limited to race,
23 color, religion, ~~gender~~ sex, and national origin.

24 * * *

25 Section 13. R.S. 27:46(B) is hereby amended and reenacted to read as follows:

26 §46. Quarterly reporting of professional services and employment information

27 * * *

28 B. In addition to the report required by Subsection A of this Section, each
29 holder of a license as defined in R.S. 27:44 shall submit to the board, the Senate
30 Committee on Judiciary B, and the House Committee on the Administration of

1 Criminal Justice a report of the demographic information of their workforce,
2 including but not limited to race, ~~gender~~ sex, and Louisiana residency.

3 * * *

4 Section 14. R.S. 32:398.10(A)(2) and 429.3 are hereby amended and reenacted to
5 read as follows:

6 §398.10. Collection and reporting of statistical information relating to traffic stops

7 A. All law enforcement officers defined as a peace officer in R.S. 40:2402
8 shall record and retain the following information:

9 * * *

10 (2) Characteristics of race, ~~gender~~ sex, age, and state of residence of such
11 persons, provided the identification of such characteristics shall be based on the
12 observation and perception of the law enforcement officer responsible for reporting
13 the stop and the information shall not be required to be provided by the person
14 stopped.

15 * * *

16 §429.3. Collection and reporting of statistical information relating to migration of
17 residents

18 The Department of Public Safety and Corrections, office of motor vehicles,
19 shall collect statistical information regarding the ~~gender~~ sex and age of residents
20 moving from parish to parish and residents moving into and out of Louisiana. The
21 office of motor vehicles shall provide a report of this information, sorted by age, by
22 ~~gender~~ sex, by parish, and by state, to the governor, the lieutenant governor, and the
23 secretaries of each state department annually on or before January first of each year.

24 * * *

25 Section 15. R.S. 33:130.302(A)(2), 130.882(A)(2), 363(D), 2740.70.3(B)(2),
26 4071(A)(6), and 4720.301(G)(2) are hereby amended and reenacted to read as follows:

27

1 §130.302. Board of commissioners; members; officers; employees

2 A.

3 * * *

4 (2) All commissioners shall be qualified voters and taxpayers within the
5 limits of the district during their term of office and shall reside in St. Landry Parish
6 or within an adjoining parish. In making appointments to the commission, the
7 appointing authorities shall make every effort within the law to provide for racial and
8 ~~gender~~ sex diversity among commissioners and shall make reasonable efforts to
9 ensure that the racial proportion of the appointees reflects the same racial proportion
10 of St. Landry Parish.

11 * * *

12 §130.882. Board of commissioners; members; officers; employees

13 A.

14 * * *

15 (2) Each commissioner shall be a qualified voter and taxpayer within the
16 limits of the district during his term of office and shall reside in St. Martin Parish.
17 In making appointments to the commission, the appointing authorities shall make
18 every effort within the law to provide for racial and ~~gender~~ sex diversity among
19 commissioners and shall make reasonable efforts to ensure that the racial proportion
20 of the appointees reflects the same racial proportion of St. Martin Parish.

21 * * *

22 §363. Village of Palmetto in St. Landry Parish; authority to provide academic
23 scholarships

24 * * *

25 D. Such ordinance or resolution shall provide procedures and criteria for
26 application for and award of such scholarships. Each student to whom a scholarship
27 is awarded shall be a resident of the village of Palmetto in St. Landry Parish, shall
28 be accepted to attend or be enrolled as an undergraduate student in a Louisiana
29 institution of higher education, shall have a cumulative high school or college grade
30 point average of at least three points when calculated on a four-point basis, and shall

1 be adjudged needy by standards equivalent to or more stringent than those of
 2 nationally recognized analyses such as those used by the College Scholarship Service
 3 or the American College Testing Service. In the event that no student meets the
 4 residency criterion, a scholarship may be awarded to a student whose parent or legal
 5 guardian is a utility customer of the village in good standing. The village governing
 6 authority may establish additional criteria and procedures as are necessary to
 7 administer the scholarships. In the administration of the program, no student shall
 8 be discriminated against on the basis of race, color, ~~gender~~ sex, disability, as defined
 9 in R.S. 51:2232, national origin, or creed.

10 * * *

11 §2740.70.3. Evangeline Economic Development Authority

12 * * *

13 B.

14 * * *

15 (2) The members of the board shall include representatives from the business
 16 community, health care, legal and professional services, small business owners,
 17 financial institutions, manufacturing or service companies, local and regional
 18 educational systems or institutions, and parish and municipal government
 19 organizations. The board shall be representative of the parish's population by age,
 20 race, and ~~gender~~ sex to ensure diversity.

21 * * *

22 §4071. Creation and organization of sewerage and water board

23 A.

24 * * *

25 (6) The appointments to the board shall reflect the racial and ~~gender~~ sex
 26 diversity of the population of the city of New Orleans to the extent practicable.

27 * * *

1 §4720.301. Shreveport Implementation and Redevelopment Authority

2 * * *

3 G.

4 * * *

5 (2) The board shall be representative of the city's population by race and
6 ~~gender~~ sex to ensure diversity.

7 * * *

8 Section 16. R.S. 36:108(B)(5) is hereby amended and reenacted to read as follows:

9 §108. Offices; purposes and functions

10 * * *

11 B. The office of economic development shall perform the following
12 functions of the state:

13 * * *

14 (5) The office shall provide services to small and medium-sized businesses
15 in Louisiana, without regard to race or ~~gender~~ sex, and encourage and support the
16 startup of new small businesses and the growth and retention of existing Louisiana
17 firms.

18 * * *

19 Section 17. R.S. 37:832(A)(2), 914(B)(3), 962(C), 1042(B)(1)(b), 1104(A), 1172(A),
20 2102(A)(2), 2353(A)(2), 2403(H), 2407(D), 2455(B)(1), 2704(A), 3061(A)(2)(c),
21 3084(B)(2), 3201(B)(2), 3386.2(C), 3389(C), 3444(A), 3463(B)(1), 3554(A)(2), and
22 3703(B)(3) are hereby amended and reenacted to read as follows:

23 §832. Louisiana State Board of Embalmers and Funeral Directors; appointments;
24 terms of office

25 A.

26 * * *

27 (2) The board shall consist of nine members to be appointed by the governor,
28 subject to Senate confirmation, as further provided in Subsection B of this Section.

29 All members of the board shall serve at the pleasure of the governor for terms of four

1 years. The governor shall ensure that his appointments demonstrate race, ~~gender~~ sex,
2 ethnic, and geographical diversity.

3 * * *

4 §914. Louisiana State Board of Nursing; appointment of members; term of office;
5 vacancy; officers; compensation

6 * * *

7 B.

8 * * *

9 (3) The governor shall ensure that his appointments demonstrate ~~gender~~ sex,
10 gender, ethnic, and geographical diversity.

11 * * *

12 §962. Louisiana State Board of Practical Nurse Examiners; method of appointment

13 * * *

14 C. The appointment of members of the board shall be made from a list,
15 containing twice the number of eligibles to be appointed, submitted to the governor
16 by the Louisiana State Medical Society where the appointee shall be a licensed
17 physician, by the Louisiana Federation of Licensed Practical Nurses, Inc., for one of
18 the practical nurses, by the Licensed Practical Nurses of Louisiana, Inc., for one of
19 the practical nurses, by the Louisiana Nursing Home Association, for one practical
20 nurse, by the Louisiana Hospital Association, for one practical nurse, or by the
21 Louisiana State Nurses Association where the appointee shall be a registered nurse.
22 The consumer member may apply directly to the office of the governor. The
23 governor shall ensure that his appointments demonstrate race, ~~gender~~ sex, ethnic, and
24 geographical diversity.

25 * * *

26 §1042. Louisiana State Board of Optometry Examiners; appointment; terms of
27 members; protected action and communication

28 * * *

29 B.(1)

30 * * *

1 (b) One licensed optometrist member of the board shall be appointed by the
2 governor from each of the five board districts in accordance with this Subsection.
3 The governor shall ensure that his appointments demonstrate race, ~~gender~~ sex,
4 ethnic, and geographical diversity.

5 * * *

6 §1104. Louisiana Licensed Professional Counselors Board of Examiners

7 A. There is hereby created in the Louisiana Department of Health the
8 Louisiana Licensed Professional Counselors Board of Examiners, hereafter referred
9 to as the "board", consisting of eleven members who shall be residents of the state
10 of Louisiana. Each term shall be for four years. Seven appointments to the board,
11 including one consumer from the public at large, shall be made by the governor from
12 a list of qualified candidates submitted by the executive board of the Louisiana
13 Counseling Association. The consumer member may also apply directly to the office
14 of the governor. Four appointments to the board shall be made by the governor from
15 a list of qualified candidates submitted by the executive board of the Louisiana
16 Association for Marriage and Family Therapy. Each appointment by the governor
17 shall be submitted to the Senate for confirmation. The governor shall ensure that his
18 appointments demonstrate race, ~~gender~~ sex, ethnic, and geographical diversity.

19 * * *

20 §1172. Membership

21 A. The board shall consist of seventeen members appointed by the governor,
22 including two licensed pharmacists from each of the pharmacy districts as provided
23 in R.S. 37:1173 and one representative of the consumers of Louisiana from the state
24 at-large who possess the qualifications specified in R.S. 37:1174. The governor shall
25 ensure that his appointments demonstrate race, ~~gender~~ sex, ethnic, and geographical
26 diversity.

27 * * *

28 §2102. Board of Examiners; creation; domicile; membership; terms of office

29 A.

30 * * *

1 (2) The governor shall ensure that his appointments demonstrate race, ~~gender~~
2 sex, ethnic, and geographical diversity.

3 * * *

4 §2353. State board of examiners; organization; duties; meetings; fees

5 A.

6 * * *

7 (2) The governor shall appoint members for terms of five years. Each
8 appointment by the governor shall be subject to Senate confirmation. A board
9 member shall not be eligible to succeed himself. All psychologist appointments shall
10 be from a list provided by the Louisiana Psychological Association. The list shall
11 report the results of an election in which persons qualified for board membership
12 may nominate themselves and in which licensed members of the Louisiana
13 Psychological Association and other persons licensed in accordance with the
14 provisions of this Chapter are entitled to one vote for each vacancy on the board.
15 The consumer member may apply directly to the office of the governor. The
16 governor shall ensure that his appointments demonstrate race, ~~gender~~ sex, ethnic, and
17 geographical diversity.

18 * * *

19 §2403. Physical therapy board; composition

20 * * *

21 H. The governor shall ensure that his appointments demonstrate race, ~~gender~~
22 sex, ethnic, and geographical diversity.

23 * * *

24 §2407. Practice of physical therapy defined

25 * * *

26 D. Words used in one ~~gender~~ sex apply also to the other, except as otherwise
27 clearly indicated by the context.

28 * * *

29 §2455. Louisiana Board for Hearing Aid Dealers; composition; districts

30 * * *

1 (2)

2 * * *

3 (c) Each appointment by the governor shall be submitted to the Senate for
4 confirmation. The governor shall ensure that his appointments demonstrate race,
5 ~~gender~~ sex, ethnic, and geographical diversity.

6 * * *

7 §3084. Louisiana State Board of Examiners in Dietetics and Nutrition; membership,
8 terms, and vacancies; officers; meetings; quorum; compensation

9 * * *

10 B.

11 * * *

12 (2) The governor shall ensure that his appointments demonstrate race, ~~gender~~
13 sex, ethnic, and geographical diversity.

14 * * *

15 §3201. Radiologic Technology Board of Examiners; method of appointment;
16 qualifications of members

17 * * *

18 B.

19 * * *

20 (2) Each appointment by the governor shall be submitted to the Senate for
21 confirmation. The governor shall ensure that his appointments demonstrate race,
22 ~~gender~~ sex, ethnic, and geographical diversity.

23 * * *

24 §3386.2. Addictive Disorder Regulatory Authority

25 * * *

26 C. The governor shall ensure that his appointments demonstrate race, ~~gender~~
27 sex, ethnic, and geographical diversity. Members of the board shall serve three-year
28 terms. Members appointed to fill vacancies caused by death, resignation, or removal
29 shall serve the unexpired terms of their predecessors.

30 * * *

1 §3389. Transition; Addictive Disorder Regulatory Authority

2 * * *

3 C. The governor shall ensure that his appointments demonstrate race, ~~gender~~
4 sex, ethnic, and geographical diversity. Members of the board shall serve three-year
5 terms. Members appointed to fill vacancies caused by death, resignation, or removal
6 shall serve the unexpired terms of their predecessors.

7 * * *

8 §3444. Louisiana Licensed Professional Vocational Rehabilitation Counselors
9 Board of Examiners

10 A. There is hereby created in the Louisiana Department of Health the
11 Louisiana Licensed Professional Vocational Rehabilitation Counselors Board of
12 Examiners, referred to hereafter in this Chapter as the "board", consisting of five
13 members who shall be residents of the state of Louisiana. The members shall be
14 appointed by the governor from a list of qualified candidates supplied by the
15 International Association of Rehabilitation Professionals-Louisiana, as specified in
16 this Section. The consumer member may apply directly to the office of the governor.
17 Each term shall be for four years. Each appointment by the governor shall be
18 submitted to the Senate for confirmation. The governor shall ensure that his
19 appointments demonstrate race, ~~gender~~ sex, ethnic, and geographical diversity.

20 * * *

21 §3463. Board; appointments; terms; removal; compensation; officers

22 * * *

23 B.(1) The governor shall appoint, subject to Senate confirmation, members
24 to the board from a list containing the names of five persons, submitted by the
25 Louisiana Association of Wholesale Drug Distributors and from a list containing the
26 names of two persons, submitted by the Pharmaceutical Research and Manufacturers
27 of America. The consumer member may apply directly to the office of the governor.
28 In the event of the death or resignation of any member of the board, the governor
29 shall appoint his successor in the manner of the original appointment for the

1 remainder of the unexpired term. The governor shall ensure that his appointments
2 demonstrate race, ~~gender~~ sex, ethnic, and geographical diversity.

3 * * *

4 §3554. Louisiana Board of Massage Therapy; creation, membership, qualifications,
5 terms, vacancies, officers, meetings, reimbursement, liability

6 A.

7 * * *

8 (2) The governor shall ensure that his appointments demonstrate race, ~~gender~~
9 sex, ethnic, and geographical diversity.

10 * * *

11 §3703. Louisiana Behavior Analyst Board

12 * * *

13 B.

14 * * *

15 (3) The governor shall ensure that his appointments demonstrate race, ~~gender~~
16 sex, ethnic, and geographical diversity. A vacancy in an unexpired term shall be
17 filled in the manner of the original appointment for the remainder of the unexpired
18 term.

19 * * *

20 Section 18. R.S. 40:31.61, 101(D)(1), 600.151(D)(1)(l)(ii)(hh) and (m)(iv), and
21 2403(H)(1) are hereby amended and reenacted to read as follows:

22 §31.61. Legislative intent

23 The Legislature of Louisiana wishes to further efforts by the Parkinson's
24 community to find a cure for this devastating disease by helping to determine how
25 many people in the state suffer from Parkinson's and by gathering vital information
26 from these individuals, such as general age, ethnicity, ~~gender~~ sex, as well as possible
27 environmental factors that may have played a part in the development of the disease.
28 Thus, it is the intent of the legislature to establish a system to collect and assess
29 information and data regarding the incidence of Parkinson's disease in the state.

30 * * *

1 §101. Commemorative certificate of miscarried child; requirements

2 * * *

3 D.(1) The commemorative certificate shall contain the name of the fetus and
4 the ~~gender~~ sex, if known. If the name is not furnished by the patient, the vital
5 records registry may complete the commemorative certificate with the name "Baby
6 Boy" or "Baby Girl" and the last name of the patient. If the ~~gender~~ sex of the fetus
7 is unknown, the department shall fill in the commemorative certificate with the name
8 "Baby" and the last name of the patient.

9 * * *

10 §600.151. Louisiana Interagency Council on Homelessness

11 * * *

12 D.(1) The membership of the council shall be reflective of all geographic
13 regions of the state and shall be comprised of the following members:

14 * * *

15 (l)

16 * * *

17 (ii) Each person appointed pursuant to this Subparagraph shall have at least
18 five years of academic or professional expertise in housing or services for people
19 experiencing homelessness with a focus in one or more of the following areas:

20 * * *

21 (hh) Homelessness as it relates to actual or perceived sexual orientation,
22 ~~gender~~ sex identity, or marital status.

23 * * *

24 (m) The executive director of the Louisiana Housing Corporation shall
25 appoint at least two members with lived experience of homelessness. The members
26 shall be appointed from a list of nominations submitted jointly by the governing
27 boards of the continuums of care located in Louisiana. Each member appointed
28 pursuant to this Subparagraph shall represent as many of the following
29 subpopulations as possible:

30 * * *

1 (iv) People with differing actual or perceived sexual orientation, ~~gender~~ sex
2 identity, or marital status.

3 * * *

4 §2403. Council on Peace Officer Standards and Training

5 * * *

6 H.(1) The council may establish and implement curricula and publish
7 training materials to train peace officers to identify, respond to, and report all crimes
8 which are directed against individuals or groups, or their property, by reason of their
9 actual or perceived race, age, ~~gender~~ sex, religion, color, creed, disability, sexual
10 orientation, national origin, or ancestry.

11 * * *

12 Section 19. R.S. 42:2.1(A) and 1132(B)(1)(a), (b), and (c) are hereby amended and
13 reenacted to read as follows:

14 §2.1. Boards, commissions, councils, authorities, entities; composition

15 A. In making appointments to any board, commission, council, authority, or
16 other similar entity that has statewide jurisdiction and is established by law, rule,
17 executive order, or otherwise, the appointing authority shall give due consideration
18 to the demographics of the population of the state, including but not limited to
19 geography, ~~gender~~ sex, and race.

20 * * *

21 §1132. Board of Ethics

22 * * *

23 B. Membership; terms; vacancies; qualifications.

24 (1) The Board of Ethics shall consist of fifteen members to be selected as
25 follows:

26 (a) The governor shall appoint nine members, who shall be representative
27 of the state's population as near as practicable and who shall be subject to Senate
28 confirmation. At least one member shall be appointed from each congressional
29 district, and the governor shall give due consideration to the demographics of the
30 population of the state, including without limitation geography, ~~gender~~ sex, and race.

1 Of those nine, the governor shall appoint at least five members, each of whom shall
2 have been licensed to practice law in this state for at least eight years at the time of
3 his appointment.

4 (b) Three members shall be elected by the House of Representatives, who
5 shall give due consideration to the demographics of the population of the state,
6 including without limitation geography, ~~gender~~ sex, and race.

7 (c) Three members shall be elected by the Senate, who shall give due
8 consideration to the demographics of the population of the state, including without
9 limitation geography, ~~gender~~ sex, and race.

10 * * *

11 Section 20. R.S. 46:153.3(D)(1), 288.5(1), 460.37(B)(10), 1095(A), and
12 1941.8(A)(introductory paragraph) are hereby amended and reenacted to read as follows:

13 §153.3. Medical vendor reimbursements; allowable restrictions; peer-based
14 prescribing and dispensing practice patterns; Medicaid Pharmaceutical and
15 Therapeutics Committee

16 * * *

17 D.(1) The Medicaid Pharmaceutical and Therapeutics Committee,
18 hereinafter referred to as "the committee", is hereby created within the Louisiana
19 Department of Health. The committee shall be composed of fifteen members
20 appointed by the governor and submitted to the Senate for confirmation. The
21 governor shall ensure that appointments achieve race, ~~gender~~ sex, and geographic
22 diversity.

23 * * *

24 §288.5. Written court report; filing

25 Within one hundred fifty days after the extended foster care voluntary
26 placement agreement is signed, the department shall file with the court a written
27 report that shall contain all of the following:

28 (1) The youth's name, date of birth, race, ~~gender~~ sex, and current address.

29 * * *

1 §460.37. Council on Medicaid Pharmacy Reimbursement; creation; composition,
2 purpose, and duties of the council

3 * * *

4 B.

5 * * *

6 (10) Two licensed pharmacists appointed by the Louisiana Board of
7 Pharmacy who are not currently serving on the board. The board shall strive to
8 ensure its appointments demonstrate race, ~~gender~~ sex, ethnic, and geographical
9 diversity.

10 * * *

11 §1095. Board of commissioners; membership; appointment; terms; compensation;
12 removal

13 A. The two areas of the district shall be governed by separate governing
14 boards. Each area of the district shall be governed by a board of thirteen
15 commissioners, referred to in this Part as the "commission", who shall be qualified
16 voters and residents of Orleans Parish and who shall reflect the ethnic, cultural, and
17 ~~gender~~ sex diversity of the parish.

18 * * *

19 §1941.8. Children and youth services advisory boards; members; duties

20 A. Each planning board shall consist of a minimum of eleven, but not more
21 than twenty-five members. Special care should be given in the appointments to
22 ensure that the board is representative of the community in terms of ~~gender~~ sex, age,
23 ethnicity, and geography, as well as knowledge and expertise. Those appointed shall
24 include the following, if available and willing to serve, but need not be limited to:

25 * * *

26 Section 20. R.S. 47:337.14(E)(2) and 1702(6) are hereby amended and reenacted
27 to read as follows:

1 §337.14. Central collection commission

2 * * *

3 E.

4 * * *

5 (2) The central collection commission of the parish of St. Landry shall be
6 representative of the parish's population by race and ~~gender~~ sex to ensure diversity.

7 * * *

8 §1702. Definitions

9 As used in this Subtitle, the following terms have the meaning ascribed to
10 them in this Section, unless the context clearly indicates otherwise:

11 * * *

12 (6) "Person" or "persons", "taxpayer" or "taxpayers" includes firms,
13 companies, associations and corporations; all words importing the masculine ~~gender~~
14 sex apply to females also, and all words in the plural number apply to single
15 individuals in all cases in which the spirit and intent of this Chapter require it.

16 * * *

17 Section 22. R.S. 48:2134(C)(introductory paragraph) is hereby amended and
18 reenacted to read as follows:

19 §2134. Ouachita Expressway Authority; creation; board of commissioners;
20 meetings; quorum

21 * * *

22 C. The governing body of the authority shall be a board of commissioners
23 which is hereby created. The board shall have full power to promulgate rules and
24 regulations for the maintenance and operation of the authority. The Ouachita
25 Expressway Authority membership shall be representative as near as practicable by
26 race and ~~gender~~ sex of the Ouachita parish population as of the most recent federal
27 decennial census. The board shall be composed of fifteen commissioners as follows:

28 * * *

1 Section 23. R.S. 49:1112(B)(1) is hereby amended and reenacted to read as follows:

2 §1112. Commission established; purposes; membership; officers

3 * * *

4 B.(1) The commission shall consist of no fewer than fifteen and no more
5 than twenty-five voting members. Not more than fifty percent of the commission
6 membership plus one shall be from the same political party. To the maximum extent
7 practicable, it shall be balanced according to race, ethnicity, age, disability, and
8 ~~gender~~ sex characteristics.

9 * * *

10 Section 24. R.S. 51:942(A) is hereby amended and reenacted to read as follows:

11 §942. Small and emerging businesses

12 A. The department shall provide for the increased opportunity for small and
13 emerging businesses to become competitive in a modern economy without regard to
14 race or ~~gender~~ sex. This purpose shall be accomplished by providing a program of
15 assistance and promotion. The following provisions of this Section shall be applied
16 and interpreted to promote this purpose.

17 * * *

18 Section 25. R.S. 56:108(A) and 1705(C) are hereby amended and reenacted to read
19 as follows:

20 §108. Deer and turkey harvest records and tagging

21 A. The Wildlife and Fisheries Commission may promulgate and adopt rules
22 and regulations in accordance with the Administrative Procedure Act in relation to
23 deer or turkey harvest records and tagging. Such rules and regulations may include
24 the following: tagging requirements, ~~gender~~ sex, age, antler requirements, take,
25 possession, limit, and reporting requirements.

26 * * *

27 §1705. Poverty Point Reservoir Development Dedicated Fund Account

28 * * *

1 C. The Poverty Point Reservoir Development District Board membership
2 shall be representative of the population of the state based on race and ~~gender~~ sex as
3 near as practicable.

4 Section 26. Code of Civil Procedure Article 5055 is hereby amended and reenacted
5 to read as follows:

6 Art. 5055. Number; ~~gender~~ sex

7 Unless the context clearly indicates otherwise:

8 (1) Words used in the singular number apply also to the plural; words used
9 in the plural number include the singular; ~~and~~.

10 (2) Words used in one ~~gender~~ sex apply also to the ~~others~~ other sex.

11 Section 27. Code of Criminal Procedure Articles 4, 795(C), (D), and (E), 989, 992,
12 994, 997, 998, and 999.1 are hereby amended and reenacted to read as follows:

13 Art. 4. Number; ~~gender~~ sex

14 Unless the context clearly indicates otherwise:

15 (1) Words used in the singular number apply also to the plural; words used
16 in the plural number include the singular; ~~and~~.

17 (2) Words used in one ~~gender~~ sex apply also to the other.

18 * * *

19 Art. 795. Time for challenges; method; peremptory challenges based on race or
20 ~~gender~~ sex; restrictions

21 * * *

22 C. No peremptory challenge made by the state or the defendant shall be
23 motivated in substantial part on the basis of the race or ~~gender~~ sex of the juror. If
24 an objection is made that a challenge was motivated in substantial part on the basis
25 of race or ~~gender~~ sex, and a prima facie case supporting that objection is made by the
26 objecting party, the court shall demand a satisfactory race or ~~gender~~ sex neutral
27 reason for the exercise of the challenge. Such demand and disclosure shall be made
28 outside of the hearing of any juror or prospective juror. The court shall then
29 determine whether the challenge was motivated in substantial part on the basis of
30 race or ~~gender~~ sex.

1 D. The court shall allow to stand each peremptory challenge exercised for
2 a race or ~~gender~~ sex neutral reason either apparent from the examination or disclosed
3 by counsel when required by the court. The provisions of Paragraph C of this Article
4 and this Paragraph shall not apply when both the state and the defense have exercised
5 a challenge against the same juror.

6 E. The court shall allow to stand each peremptory challenge for which a
7 satisfactory racially neutral or ~~gender~~ sex neutral reason is given. Those jurors who
8 have been peremptorily challenged and for whom no satisfactory racially neutral or
9 ~~gender~~ sex neutral reason is apparent or given may be ordered returned to the panel,
10 or the court may take such other corrective action as it deems appropriate under the
11 circumstances. The court shall make specific findings regarding each such
12 challenge.

13 * * *

14 Art. 989. Motion for expungement forms to be used

15 **STATE OF LOUISIANA**

16 **JUDICIAL DISTRICT FOR THE PARISH OF**

17 _____

18 **No.:** _____

Division: " _____ "

19 **State of Louisiana**

20 **vs.**

21 _____

22 **MOTION FOR EXPUNGEMENT**

23 NOW INTO COURT comes mover, who provides the court with the
24 following information in connection with this request:

25 **I. DEFENDANT INFORMATION**

26 NAME: _____

27 (Last, First, MI)

28 DOB: _____ / _____ / _____ (MM/DD/YYYY)

29 ~~GENDER~~ SEX _____ Female _____ Male

30 SSN (last 4 digits): XXX-XX-_____

1 RACE: _____
 2 DRIVER LIC.# _____
 3 ARRESTING AGENCY: _____
 4 SID# (if available): _____
 5 ARREST NUMBER (ATN): _____
 6 AGENCY ITEM NO. _____

7 Mover is entitled to expunge the record of his arrest/conviction pursuant to
 8 Louisiana Code of Criminal Procedure Article 971 et seq. and states the following
 9 in support:

10 **II. ARREST INFORMATION**

- 11 1. Mover was arrested on ____/____/____ (MM/DD/YYYY)
 12 2. ____ YES ____ NO A supplemental sheet with arrests and/or
 13 convictions is attached after page 2 of this
 14 Motion.
 15 3. Mover was:
 16 ____ YES ____ NO Arrested, but it did not result in conviction
 17 ____ YES ____ NO Convicted of and seeks to expunge a
 18 misdemeanor
 19 ____ YES ____ NO Convicted of and seeks to expunge a felony
 20 ____ YES ____ NO Convicted but determined to be factually
 21 innocent and entitled to compensation for a
 22 wrongful conviction pursuant to the
 23 provisions of R.S. 15:572.8.

24 4. Mover was booked and/or charged with the following offenses: (List each
 25 offense booked and charged separately. Attach a supplemental sheet, if
 26 necessary.)

27 ____ Yes ____ No **ARRESTS THAT DID NOT RESULT IN CONVICTION**

28 **NO. 1** La. Rev. Stat. Ann. § _____ : _____
 29 Name of the offense _____
 30 () Time expired for prosecution _____

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1

(MM/DD/YYYY)

2

() Not prosecuted for any offense

3

arising out of this charge.

4

() Pre-trial Diversion Program.

5

() DWI Pre-Trial Diversion Program

6

and 5 years have elapsed since the

7

date of arrest.

8

() Charge dismissed

9

() Found not guilty/judgment of acquittal

10

NO. 2

La. Rev. Stat. Ann.

§ _____ : _____

11

Name of the offense

12

() Time expired for prosecution

13

(MM/DD/YYYY)

14

() Not prosecuted for any

15

offense arising out of this charge.

16

() Pre-trial Diversion Program.

17

() Charge dismissed

18

() Found not guilty/judgment of acquittal

19

NO. 3

La. Rev. Stat. Ann.

§ _____ : _____

20

Name of the offense

21

() Time expired for prosecution

22

(MM/DD/YYYY)

23

() Not prosecuted for any offense

24

arising out of this charge.

25

() Pre-trial Diversion Program.

26

() Charge dismissed

27

() Found not guilty/judgment of acquittal

28

___ Yes ___ No **MISDEMEANOR CONVICTIONS**

29

NO. 1

La. Rev. Stat. Ann.

§ _____ : _____

30

Name of the offense

1 () Conviction set aside/dismissed ____ / ____ / ____
2 pursuant to C.Cr.P. Art. 894(B) (MM/DD/YYYY)

3 () More than 5 years have passed
4 since completion of sentence.

5 **NO. 2** La. Rev. Stat. Ann. § _____ : _____

6 Name of the offense _____

7 () Conviction set aside/dismissed ____ / ____ / ____
8 pursuant to C.Cr.P. Art. 894(B) (MM/DD/YYYY)

9 () More than 5 years have passed
10 since completion of sentence.

11 ____ Yes ____ No **FELONY CONVICTIONS**

12 **NO. 1** La. Rev. Stat. Ann. § _____ : _____

13 () Conviction set aside/dismissed ____ / ____ / ____
14 pursuant to C.Cr.P. Art. 893(E) (MM/DD/YYYY)

15 () More than 10 years have passed
16 since completion of sentence

17 () Received a first offender pardon for an eligible offense

18 **NO. 2** La. Rev. Stat. Ann. § _____ : _____

19 () Conviction set aside/dismissed ____ / ____ / ____
20 pursuant to C.Cr.P. Art. 893(E) (MM/DD/YYYY)

21 () More than 10 years have passed
22 since completion of sentence

23 () Received a first offender pardon for an eligible offense

24 ____ Yes ____ No **OPERATING A MOTOR VEHICLE WHILE**

INTOXICATED CONVICTIONS

26 Mover has attached the following:

27 () A copy of the proof from the Department of Public Safety and
28 Corrections, office of motor vehicles, that it has received from the
29 clerk of court a certified copy of the record of the plea, fingerprints
30 of the defendant, and proof of the requirements set forth in C.Cr.P.

1 Art. 556, which shall include the defendant's date of birth, last four
2 digits of social security number, and driver's license number

3 5. Mover has attached to this Motion the following pertinent documents:

4 Criminal Background Check from the La. State Police/Parish Sheriff
5 dated within the past 60 days (required).

6 Bill(s) of Information (if any).

7 Minute entry showing final disposition of case (if any).

8 Certification Letter from the District Attorney for fee waiver (if
9 eligible).

10 Certification Letter from the District Attorney verifying that the
11 applicant has no convictions or pending applicable criminal charges
12 in the requisite time periods.

13 Certification Letter from the District Attorney verifying that the
14 charges were refused.

15 Certification Letter from the District Attorney verifying that the
16 applicant did not participate in a pretrial diversion program.

17 A copy of a first offender pardon.

18 A copy of the order waiving the sex offender registration and
19 notification requirements.

20 A copy of the court order determination of factual innocence and
21 order of compensation for a wrongful conviction pursuant to the
22 provisions of R.S. 15:572.8 if applicable.

23 The Mover prays that if there is no objection timely filed by the arresting law
24 enforcement agency, the district attorney's office, or the Louisiana Bureau of
25 Criminal Identification and Information, that an order be issued herein ordering the
26 expungement of the record of arrest and/or conviction set forth above, including all
27 photographs, fingerprints, disposition, or any other such information, which record
28 shall be confidential and no longer considered a public record, nor be made available
29 to other persons, except a prosecutor, member of a law enforcement agency, or a
30 judge who may request such information in writing, certifying that such request is

1 for the purpose of prosecuting, investigating, or enforcing the criminal law, for the
 2 purpose of any other statutorily defined law enforcement or administrative duties,
 3 or for the purpose of the requirements of sex offender registration and notification
 4 pursuant to the provisions of R.S. 15:541 et seq. or as an order of this Court to any
 5 other person for good cause shown, or as otherwise authorized by law.

6 If an "Affidavit of No Opposition" by each agency named herein is attached
 7 hereto and made a part hereof, Defendant requests that no contradictory hearing be
 8 required and the Motion be granted ex parte.

9 Respectfully submitted,

10 _____
 11 Signature of Attorney for Mover/Defendant

12 _____
 13 Attorney for Mover/Defendant Name

14 _____
 15 Attorney's Bar Roll No.

16 _____
 17 Address

18 _____
 19 _____
 20 City, State, ZIP Code

21 _____
 22 Telephone Number

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If not represented by counsel:

Signature of Mover/Defendant

Mover/Defendant Name

Address

City, State, ZIP Code

Telephone Number

* * *

Art. 992. Order of expungement form to be used

STATE OF LOUISIANA

JUDICIAL DISTRICT FOR THE PARISH OF

No.: _____

Division: " _____ "

State of Louisiana

vs.

ORDER OF EXPUNGEMENT OF ARREST/CONVICTION RECORD

Considering the Motion for Expungement

The hearing conducted and evidence adduced herein, OR

Affidavits of No Opposition filed,

1 **IT IS ORDERED, ADJUDGED AND DECREED**

2 **THE MOTION IS DENIED** for No(s). _____ for the following
3 reasons (check all that apply):

4 More than five years have not elapsed since Mover completed the
5 misdemeanor conviction sentence.

6 More than ten years have not elapsed since Mover completed the felony
7 conviction sentence.

8 Mover was convicted of one of the following ineligible felony
9 offenses:

10 A violation of the Uniform Controlled Dangerous Substances Law
11 which is ineligible to be expunged.

12 An offense currently listed as a sex offense that requires registration
13 pursuant to R.S. 15:540 et seq., at the time the Motion was filed,
14 regardless of whether the duty to register was ever imposed.

15 An offense defined or enumerated as a "crime of violence" pursuant
16 to R.S. 14:2(B) at the time the Motion was filed.

17 The arrest and conviction being sought to have expunged is for
18 operating a motor vehicle while intoxicated and a copy of the proof
19 from the Department of Public Safety and Corrections, office of
20 motor vehicles, is not attached as required by C.Cr.P. Art. 984(A).

21 Mover was convicted of a misdemeanor which arose from
22 circumstances involving a sex offense as defined in R.S. 15:541.

23 Mover was convicted of misdemeanor offense of domestic abuse
24 battery which was not dismissed pursuant to C.Cr.P. Art. 894(B).

25 Mover did not complete pretrial diversion.

26 The charges against the mover were not dismissed or refused.

27 Mover's felony conviction was not set aside and dismissed pursuant
28 to C.Cr.P. Art. 893(E).

29 Mover's felony conviction was not set aside and dismissed pursuant
30 to C.Cr.P. Art. 894(B).

1 is entitled to expungement by redaction pursuant to Code of Criminal Procedure
 2 Article 985, for No(s). _____ and all agencies are ordered to expunge the
 3 record of arrest/conviction and any photographs, fingerprints, or any other such
 4 information of any kind maintained in relation to the Arrest(s)/Conviction(s) in the
 5 above-captioned matter as they relate to the mover only. The record shall be
 6 confidential and no longer considered a public record, nor be available to other
 7 persons except a prosecutor, member of a law enforcement agency, or a judge who
 8 may request such information in writing certifying that such request is for the
 9 purpose of prosecuting, investigating, or enforcing the criminal law, for the purpose
 10 of any other statutorily defined law enforcement or administrative duties, or for the
 11 purpose of the requirements of sex offender registration and notification pursuant to
 12 the provisions of R.S. 15:541 et seq. or upon an order of this Court to any other
 13 person for good cause shown, or as otherwise authorized by law.

14 NAME: _____

15 (Last, First, MI)

16 DOB: ____/____/____ (MM/DD/YY)

17 ~~GENDER~~ SEX: ____ Female ____ Male

18 SSN (last 4 digits): XXX-XX-_____

19 RACE: _____

20 DRIVER LIC.# _____

21 ARRESTING AGENCY: _____

22 SID# (if available): _____

23 ARREST NUMBER (ATN): _____

24 AGENCY ITEM NUMBER: _____

25 ARREST DATE: ____/____/____ (MM/DD/YY)

26 **THUS ORDERED AND SIGNED** this ____ day of _____, 20 ____

27 at _____, Louisiana.

28 _____

29 JUDGE

- 1 **PLEASE SERVE:**
- 2 1. District Attorney: _____
- 3 2. Arresting Agency: _____
- 4 3. Parish Sheriff: _____
- 5 4. Louisiana Bureau of Criminal Identification and Information _____
- 6 5. Attorney for Defendant (or defendant) _____
- 7 6. Clerk of Court _____

* * *

Art. 994. Motion for interim expungement form to be used

STATE OF LOUISIANA

JUDICIAL DISTRICT FOR THE PARISH OF

No.: _____ **Division: " _____ "**

State of Louisiana

vs.

MOTION FOR INTERIM EXPUNGEMENT

NOW INTO COURT comes mover, who provides the court with the following information in connection with this request:

I. DEFENDANT INFORMATION

NAME: _____

(Last, First, MI)

DOB: _____/_____/_____(MM/DD/YYYY)

~~GENDER~~ SEX ____ Female ____ Male

SSN (last 4 digits): XXX-XX-_____

RACE: _____

DRIVER LIC.# _____

ARRESTING AGENCY: _____

SID# (if available): _____

ARREST NUMBER (ATN): _____

1 AGENCY ITEM NO. _____

2 Mover is entitled to an interim expungement of the entry of the felony
3 charge(s) of his arrest pursuant to Louisiana Code of Criminal Procedure Article
4 985.1 and states the following in support:

5 **II. ARREST INFORMATION**

6 1. Mover was arrested on ____/____/____ (MM/DD/YYYY)

7 2. ____ YES ____ NO A supplemental sheet with arrests and/or
8 convictions is attached after page 2 of this
9 Motion.

10 3. Mover was:

11 ____ YES ____ NO Arrested for a felony offense.

12 ____ YES ____ NO Convicted of a misdemeanor arising out of
13 that felony offense.

14 4. Mover was booked and/or charged with the following offenses: (List each
15 offense booked and charged separately. Attach a supplemental sheet, if
16 necessary.)

17 ____ Yes ____ No **FELONY ARREST THAT RESULTED IN A**
18 **MISDEMEANOR CONVICTION**

19 **NO. 1** La. Rev. Stat. Ann. § _____ : _____

20 Name of the offense _____

21 _____

22 (MM/DD/YYYY)

23 () Felony charge dismissed.

24 () Convicted of misdemeanor offense arising out of
25 felony arrest.

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Telephone Number

PLEASE SERVE:

- 1. District Attorney _____
- 2. Louisiana Bureau of Criminal Identification and Information _____
- 3. Arresting Agency _____

* * *

Art. 997. Certification of human trafficking victim status

STATE OF LOUISIANA

JUDICIAL DISTRICT FOR THE PARISH OF _____

NO.: _____ DIVISION: _____

STATE OF LOUISIANA
vs.

CERTIFICATION OF HUMAN TRAFFICKING VICTIM STATUS

In accordance with the provisions of Louisiana Code of Criminal Procedure Article 983, the Office of the District Attorney has reviewed and determined that one,

_____,
~~RACE / GENDER~~ SEX: _____ DOB: _____
_____, SSN: _____, has
established by a preponderance of the evidence proof of status as a victim of human
trafficking in accordance with the provisions of R.S. 14:46.2, for the following offense(s),
detailed specifically as follows:
*(If more than one offense, each relevant offense must be specifically listed in the
following format)*

OFFENSE: _____
DOCKET NO: _____
CHARGE: _____
DATE OF ARREST: _____
ARRESTING AGENCY: _____
CITY/PARISH OF ARREST: _____

FURTHER, that the above offense(s) for which this Certification issued was
committed, in substantial part, as a result of the above-named being a victim of human
trafficking, in accordance with R.S. 14:46.2.

FURTHER, this Certification shall be considered as prima facie evidence of the
victim's status in similar eligible crimes committed within other Louisiana jurisdictions
during the time period in which the above-named was a victim of human trafficking.

FURTHER, all applicable time delays pertaining to expungement contained in
Louisiana Code of Criminal Procedure Articles 977 and 978 shall be waived when presented
to the clerk of court with an application for expungement of the above-specified offense(s).

FURTHER, any application for expungement of the above-specified offense(s) shall
be at no cost to the above-named victim.

DATE

DISTRICT ATTORNEY
PARISH OF _____

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JUDICIAL DISTRICT
STATE OF LOUISIANA

* * *

Art. 998. Motion for expungement form to be used for certain misdemeanor convictions

STATE OF LOUISIANA
JUDICIAL DISTRICT FOR THE PARISH OF

No.: _____ Division: " _____ "
State of Louisiana
vs.

MOTION FOR EXPUNGEMENT FOR MISDEMEANOR CONVICTION FOR A FIRST OFFENSE POSSESSION OF MARIJUANA

NOW INTO COURT comes mover, who provides the court with the following information in connection with this request:

I. DEFENDANT INFORMATION

NAME: _____
(Last, First, MI)
DOB: _____ / _____ / _____ (MM/DD/YYYY)
~~GENDER~~ SEX _____ Female _____ Male
SSN (last 4 digits): XXX-XX-_____
RACE: _____
DRIVER LIC.# _____
ARRESTING AGENCY: _____
SID# (if available): _____
ARREST NUMBER (ATN): _____
AGENCY ITEM NO. _____

Mover is entitled to expunge the record of his arrest/conviction pursuant to Louisiana Code of Criminal Procedure Article 971 et seq. and states the following in support:

II. MISDEMEANOR CONVICTION FOR A FIRST OFFENSE POSSESSION OF MARIJUANA

1. Mover was convicted on _____ / _____ / _____ (MM/DD/YYYY)
The Mover prays that if there is no objection timely filed by the arresting law enforcement agency, the district attorney's office, or the Louisiana Bureau of Criminal Identification and Information, that an order be issued herein ordering the expungement of the record of arrest and/or conviction set forth above, including all photographs, fingerprints, disposition, or any other such information, which record shall be confidential and no longer considered a public record, nor be made available to other persons, except a prosecutor, member of a law enforcement agency, or a judge who may request such information in writing, certifying that such request is for the purpose of prosecuting, investigating, or enforcing the criminal law, for the purpose of any other statutorily defined law enforcement or administrative duties, or for the purpose of the requirements of sex offender registration and notification pursuant to the provisions of R.S. 15:541 et seq. or as an order of this court to any other person for good cause shown, or as otherwise authorized by law.
If an "Affidavit of No Opposition" by each agency named herein is attached hereto and made a part hereof, defendant requests that no contradictory hearing be required and the motion be granted ex parte.

Respectfully submitted,

Signature of Attorney for Mover/Defendant

Attorney for Mover/Defendant Name

Attorney's Bar Roll No.

1 protect a child from further victimization after the child is discovered to be a
 2 sexually exploited child by ensuring that a child protective response is in place in the
 3 state. This is to be accomplished by presuming that any child engaged in prostitution,
 4 prostitution by massage, or crime against nature by solicitation is a victim of sex
 5 trafficking and providing these children with the appropriate care and services where
 6 possible. In determining the need for and capacity of services that may be provided,
 7 the Department of Children and Family Services shall recognize that sexually
 8 exploited children have separate and distinct service needs according to gender sex,
 9 and every effort should be made to ensure these children are not prosecuted or
 10 treated as juvenile delinquents, but instead are given the appropriate social services.

11 * * *

12 Art. 1217.1. Reporting requirement; statistical availability

13 A. For each adopted child, the court shall ensure that the department receives
 14 all of the following information:

15 * * *

16 (4) The gender sex of the child.

17 * * *

18 Art. 1239.1. Reporting requirement; statistical availability

19 A. For each adopted child, the court shall ensure that the department receives
 20 all of the following information:

21 * * *

22 (4) The gender sex of the child.

23 * * *

24 Section 29. Section 2 of Act 656 of the 2024 Regular Session is hereby amended and
 25 reenacted to read as follows:

26 Section 2. Chapter 20-A of Title 51 of the Louisiana Revised Statutes of
 27 1950, comprised of R.S. 51:1761 through 1763, is hereby enacted to read as follows:

28 * * *

- Pharmaceutical and Therapeutics Committee, Council on Medicaid Pharmacy Reimbursement, La. Economic Development, central collection commissions, Volunteer La. Commission, Ouachita Expressway Authority, Shreveport Implementation and Redevelopment Authority, Sewage and Water Board, Evangeline Economic Development Authority, Village of Palmetto in St. Landry Parish, Board of Commissioners St. Martin Parish, Board of Commissioners St. Landry Parish, and La. Workforce Investment Council.
- (3) Data collection and reports for criminal justice reform, the Office of juvenile justice, schools, traffic citations, and migration of residents.
 - (4) Criminal matters regarding peremptory exceptions, expungement forms, detention centers, hate crimes, education, training and discipline, work opportunities, vocational training, contracts and agreements, solitary confinement, and impaired tracking systems.
 - (5) Insurance matters regarding examinations, Louisiana Health Plan, and actuarial reviews.
 - (6) The Poverty Point Reservoir Development Dedicated Fund Account, Police Pension Fund for the Police Department of the City Of New Orleans, and Firefighters' Pension and Relief Fund in the City Of New Orleans.
 - (7) The Uniform International Child Abduction Prevention Act.
 - (8) The La. Riverboat Economic Development and Gaming Control Act.
 - (9) The La. Parkinson's Disease Registry.
 - (10) The Parish Hospital Service District for the Parish of Orleans.
 - (11) Targeted advertisements, gestational carriers, horse racing, commemorative certificates, small and emerging businesses, and deer and turkey harvest records and tagging.

Proposed law retains present law generally but changes references from "gender" to "sex".

Proposed law defines "sex" as an individual's biological sex, either male or female, as observed or clinically certified at birth. Gender identity and other subjective terms shall not be used as synonyms or substitutes for sex.

Proposed law also authorizes and directs the La. Law Institute to change all references in law from gender to sex as it pertains to personally identifiable information of an individual.

Proposed law may be known and cited as the "Restoring Biological Truth Act".

(Amends C.C. Art. 14, C.C.P. Art. 5055, C.Cr.P. Arts. 4, 795(C), (D), and (E), 989, 992, 994, 997, 998, and 999.1, Ch.C. Arts. 106, 720(B)(1), 725, 1217.1(A)(4), and 1239.1(A)(4), R.S. 1:8, R.S. 3:1493(E) and 2074(E), R.S. 4:158.2(A)(2) and 193(B), R.S. 9:2720(D), R.S. 11:3390 and 3662, R.S. 13:1856 and 1857(A)(8)(d)(ii) and (ii), R.S. 14:107.2(A), R.S. 15:827.3(A)(2)(c)(i), 832(A), 905(F)(13)(b) and (14)(a)(ii) and (d)(ii), 933(D)(4) and (E)(1)(intro. para.), 934(B)(4), 1110(D)(3), 1204.2(B)(4), and 1228.9(D)(1)(a), R.S. 17:17.5(B)(2), 100.13(G)(2)(f) and (J), 221.3(B)(2)(d), 416(M), 416.21(N)(3)(a) and (b)(i)(aa) and (bb), 1519.7(C), 1871(A)(3), 1998, 3047.7(B)(2)(a), 3351(B)(2)(b)(ii), 3399.12(5)(i), 3911(B)(1)(i)(intro. para.) and (4)(a)(intro. para.), 3991(A)(1)(b)(iv) and (B)(3), and 5067(B)(7), R.S. 22:1204(A)(10)(b), 1504(1), 1545(I)(1)(intro. para.) and (J), 1808.2(H), 2161(B), 2187(D)(4), and 2503(9)(b)(intro. para.), R.S. 23:2043(B)(1), R.S. 27:46(B), R.S. 32:398.10(A)(2) and 429.3, R.S. 33:130.302(A)(2), 130.882(A)(2), 363(D), 2740.70.3(B)(2), 4071(A)(6), and 4720.301(G)(2), R.S. 36:108(B)(5), R.S. 37:832(A)(2),

914(B)(3), 962(C), 1042(B)(1)(b), 1104(A), 1172(A), 2102(A)(2), 2353(A)(2), 2403(H), 2407(D), 2455(B)(1), 2704(A)(intro. para.), 3061(A)(2)(c), 3084(B)(2), 3201(B)(2), 3386.2(C), 3389(C), 3444(A), 3463(B)(1), 3554(A)(2), and 3703(B)(3), R.S. 40:31.61, 101(D)(1), 600.151(D)(1)(i)(ii)(hh) and (m)(iv) and 2403(H)(1), R.S. 42:2.1(A) and 1132(B)(1)(a), (b), and (c), R.S. 46:153.3(D)(1), 288.5(1), 460.37(B)(10), 1095(A), and 1941.8(A)(intro. para.), R.S. 47:337.14(E)(2) and 1702(6), R.S. 48:2134(C)(intro. para.), R.S. 49:1112(B)(1), R.S. 51:942(A), R.S. 56:108(A) and 1705(C), and Section 2 of Act 656 of the 2024 Regular Session)