
DIGEST

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HB 193 Original

2019 Regular Session

Bacala

Abstract: Revises procedures relative to students investigated for making threats of violence or terrorism.

Present law provides relative to a student reported to a law enforcement agency for a threat of violence or terrorism. Provides for a judicial hearing on whether the student should undergo a mental health evaluation. Provides that the student shall not be permitted to return to school until undergoing a formal mental health evaluation. Proposed law instead provides that a student who is the subject of a complaint and investigation may be permitted to return to school by the school administration if at any point prior to a hearing the threat is determined not to be credible or by order of the court after a hearing.

Present law requires the law enforcement agency to file a petition with the appropriate judicial district court for a mental health evaluation. Proposed law instead provides that if the law enforcement agency determines that the threat is credible and imminent, it shall report it to the district attorney, who may file such a petition.

(Amends R.S. 17:409.5(A)(1))