SCAHB37 HEAVEYL 4363

SENATE COMMITTEE AMENDMENTS
2022 Regular Session
Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 37 by Representative McCormick

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "enact R.S. 14:95(A)(5)(b)(iv), R.S. 17:416.16.1, and R.S. 40:1379.3.3,"

AMENDMENT NO. 2

On page 1, delete line 5

AMENDMENT NO. 3

On page 1, line 6, at the beginning of the line delete "permit;" and insert "to authorize certain active and retired teachers and school administrators to be designated as school protection officers; to provide for training and requirements to be designated as a school protection officer; to provide for the duties and responsibilities of school protection officers; to provide for revocation of the school protection officer designation;"

AMENDMENT NO. 4

On page 1, delete lines 11 through 18, and on page 2, delete lines 1 through 13, and insert:

"Section 1. R.S. 14:95(A)(5)(b)(iv) is hereby enacted to read as follows:

§95. Illegal carrying of weapons
A. Illegal carrying of weapons is any of the following:
  * * 2 *
  (5)(a) The intentional possession or use by any person of a dangerous weapon on a school campus during regular school hours or on a school bus. "School" means any elementary, secondary, high school, or vo-tech school in this state and "campus" means all facilities and property within the boundary of the school property. "School bus" means any motor bus being used to transport children to and from school or in connection with school activities.
  (b) The provisions of this Paragraph shall not apply to:
    * * * *
    (iv) Any person designated as a school protection officer pursuant to R.S. 17:416.16.1.
  * * * *

Section 2. R.S. 17:416.16.1 is hereby enacted to read as follows:

§416.16.1. Teachers, administrators designated as School Protection Officers

A. (1) Any school district within the state may designate one or more elementary or secondary school teachers or administrators as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the teacher or administrator.

(2) Any school district within the state may designate one or more retired school teachers or administrators as a school protection officer.

B. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms in any school in the district. The school protection officer may not be permitted to allow any firearm out of his
personal control while that firearm is on school property. Any school protection
officer who violates this Subsection shall be removed immediately from the
classroom and may be subject to employment termination proceedings.

C. Any teacher or administrator of an elementary or secondary school who
seeks to be designated as a school protection officer shall request that designation in
writing, and submit it to the superintendent of the school district which employs him
as a teacher or administrator. Along with this request, any teacher or administrator
seeking to carry a concealed firearm on school property shall also submit proof that
he has a valid concealed carry permit. No school district may allow a school
protection officer to carry a concealed firearm on school property unless the school
protection officer has a valid concealed carry permit.

D. All teachers and administrators seeking the designation of school
protection officer shall submit a certificate of a school protection officer training
program completion from a training program approved by the Department of Public
Safety and Corrections, public safety services, office of state police which
demonstrates that the person has successfully completed the minimum training
requirements for peace officers established by the Council on Peace Officer
Standards and Training pursuant to R.S. 40:2404.2(A). No school district may
designate a teacher or administrator as a school protection officer unless that person
has successfully completed the P.O.S.T. training program.

D. (1) Any school district that designates a teacher or administrator as a
school protection officer shall, within thirty days, notify, in writing, the
superintendent of state police of the designation, which shall include the following:

(a) The full name, date of birth, and address of the school protection officer.
(b) The name of the school district.
(c) The date the person was designated as a school protection officer.

(2) Notwithstanding any other provisions of law to the contrary, any
identifying information collected under the authority of this Subsection may not be
considered public information and may not be subject to a request for public records.

E. A school district may revoke the designation of a person as a school
protection officer for any reason and shall immediately notify the designated school
protection officer in writing of the revocation. The school district shall also within
fifteen days of the revocation notify the superintendent of state police in writing of
the revocation of the designation of such person as a school protection officer. A
person who has had the designation of school protection officer revoked has the right
to appeal the revocation decision to the superintendent of state police who has final
decision authority.

F. The superintendent of state police shall maintain a listing of all persons
designated by school districts as school protection officers and shall make this list
available to all law-enforcement agencies.

Section 3. R.S. 40:1379.3.3 is hereby enacted to read as follows:"

This set of amendment(s) was prepared by Leonore Heavey.