Regular Session, 2014

HOUSE BILL NO. 227

BY REPRESENTATIVE HENRY

1	AN ACT
2	To amend and reenact R.S. 14:34.4, relative to battery of a school or recreation athletic
3	contest official; to provide definitions and penalties; to amend the penalties for the
4	crime of battery of a school or recreation athletic contest official; to require
5	participation by the offender in community service and a counseling program; and
6	to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 14:34.4 is hereby amended and reenacted to read as follows:
9	§34.4. Battery of a school or recreation athletic contest official
10	A.(1) Battery of a school or recreation athletic contest official is a battery
11	committed without the consent of the victim when the offender has reasonable
12	grounds to believe the victim is a school athletic or recreation contest official
13	actively engaged in the conducting, supervising, refereeing, or officiating of a school
14	sanctioned interscholastic athletic contest or a sanctioned recreation athletic contest.
15	(2) For purposes of this Section, "school athletic contest official" means any
16	referee, umpire, coach, instructor, administrator, staff person, or school or school
17	board employee of any public or private elementary and secondary school while
18	actively engaged in the conducting, supervising, refereeing, or officiating of a school
19	sanctioned interscholastic athletic contest.
20	(3) For purposes of this Section, "recreation athletic contest official" means
21	any referee, umpire, coach, instructor, administrator, staff person, or recreation

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	employee of any public or quasi public recreation program while actively engaged
2	in the conducting, supervising, refereeing, or officiating of a sanctioned recreation
3	athletic contest.
4	B.(1) Whoever commits the crime of battery of a school or recreation athletic
5	contest official shall be fined not less than one thousand dollars and not more than
6	five hundred thousand dollars and imprisoned not less than forty-eight hours five
7	days nor more than six months without benefit of suspension of sentence except as
8	provided in Paragraph (2).
9	(2) Whoever commits the crime of battery of a school or recreation athletic
10	contest official which results in serious bodily injury to the victim as defined in R.S.
11	14:34.1(B)(3) shall be fined not less than one thousand dollars and not more than
12	five thousand dollars and imprisoned for not less than ten days nor more than six
13	months.
14	(2)(3)(a) The court, in its discretion, may suspend the imposition of the
15	sentence and place the offender on probation with the condition that he In addition
16	to any other penalty imposed, the court shall order the offender to perform five days
17	forty hours of court-approved community service work.
18	(b) In addition to any other penalty imposed, the court shall order the
19	offender to participate in a court-approved counseling program which may include
20	anger management, abusive behavior intervention groups, or any other type of
21	counseling deemed appropriate by the court. Any costs associated with the
22	counseling program shall be borne by the offender.
23	(c) Participation in the community service and counseling program required
24	by the provisions of Subparagraphs (a) and (b) of this Paragraph shall not be
25	suspended.

1	(d) Failure to successfully complete the community service work and
2	counseling program, as determined by the supervisor of the program to which he is
3	assigned, may result in revocation of probation.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____