



# POWER-BASED VIOLENCE LAWS: CAMPUS ACCOUNTABILITY AND SAFETY ACT

Act 472 of 2021 Regular Legislative Session

## POWER-BASED VIOLENCE MANDATORY REPORTING REQUIREMENTS

An employee **who receives a direct statement** regarding or **witnesses an incident of power-based violence** committed by or against a student is a Responsible Employee, unless designated specifically as a Confidential Advisor ([RS 17:3399.13](#)).

**A Responsible Employee shall promptly report the incident to the Institution's Title IX Coordinator.**

A Responsible Employee **must report** the following to the Title IX Coordinator:

- 1) The identity of the alleged victim;
- 2) The identity of the alleged perpetrator;
- 3) The type of power-based violence or retaliation alleged to have been committed;
- 4) Any other information about witnesses, location, date, and time that the incident occurred; and
- 5) Any other relevant information.

A responsible employee **is not required to make a report** if the information is received under the following circumstances:

- a) During a public forum or awareness event;
- b) During an academic assignment; or
- c) Indirectly while overhearing a conversation.

## ▶ TYPES OF POWER-BASED VIOLENCE

Power-based violence ([RS 17:3399.12\(5\)](#)) means any form of interpersonal violence intended to control or intimidate another person through the assertion of power over the person and **shall include the following:**

▶ **Dating Violence** ([RS 46:2151](#))

▶ **Domestic Abuse and Family Violence** ([RS 46:2121.1](#) and [2132](#))

▶ **Nonconsensual Observation of Another Person's Sexuality without Consent**

- Voyeurism ([RS 14:283.1](#))
- Video Voyeurism ([RS 14:283](#))
- Nonconsensual Disclosure of a Private Image ([RS 14:283.2](#))
- Peeping Tom Activities ([RS 14:284](#))

▶ **Sexual Assault**

- Rape ([RS 14:41](#))
- First Degree Rape ([RS 14:42](#))
- Second Degree Rape ([RS 14:42.1](#))
- Third Degree Rape ([RS 14:43](#))
- Sexual Battery ([RS 14:43.1](#))
- Misdemeanor Sexual Battery ([RS 14:43.1.1](#))
- Second Degree Sexual Battery ([RS 14:43.2](#))
- Oral Sexual Battery ([RS 14:43.3](#))
- Female Genital Mutilation ([RS 14:43.4](#))
- Intentional Exposure to HIV ([RS 14:43.5](#))
- Crime Against Nature ([RS 14:89](#))
- Aggravated Crime Against Nature ([RS 14:89.1](#))
- Obscenity

▶ **Sexual Exploitation**

- Human Trafficking ([RS 14:46.2](#))
- Offenses Concerning Prostitution ([RS 14:82](#))
- Enticing Persons into Prostitution ([RS 14:86](#))

▶ **Sexual Harassment**

▶ **Stalking** ([RS 14:40.2](#))

▶ **Cyberstalking** ([RS 14:40.3](#))

▶ **Unlawful Communications** ([RS 14:285](#))

▶ **Unwelcome Sexual or Gender-Based Conduct**