
DIGEST

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HB 38 Engrossed

2025 Regular Session

Bacala

Abstract: Provides relative to the contents of an initial report from the officer or officers investigating a complaint.

Present law (R.S. 44:3) provides relative to records of law enforcement agencies. Present law provides for circumstances where records are not required to be disclosed.

Present law provides that the arrest records of a person, other than the investigative police report, shall not be disclosed until a final judgement of conviction or guilty plea. Provides that the initial report of the officer's investigation records of the booking of the person, records of the issuance of a summons or citation, and the records of the filing of the bill of information are public record.

Present law requires the initial report to include certain information, including a narrative description of the alleged offense and the name and identification of each and every person who is a witness to, a suspect charged with, or arrested for the alleged offense.

Present law provides that the initial report is not required to include names and identification of persons if prohibited by federal law or state law other than public records laws.

Proposed law removes the requirement that the initial report include each and every person who is a witness to the alleged offense. Otherwise retains present law.

(Amends R.S. 44:3(A)(4)(b)(ii))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Make technical changes.
2. Add the Department of Wildlife and Fisheries to the list of departments and agencies that present law and proposed law apply to.