

2026 Regular Session

HOUSE BILL NO. 305

BY REPRESENTATIVE CARVER

CRIME/SEX OFFENSES: Provides relative to child sexual abuse materials

1 AN ACT

2 To amend and reenact R.S. 14:81.1(F), relative to victims of child sexual abuse materials;
3 to provide for the duties of law enforcement; to provide for the sharing of
4 information between law enforcement and the National Center for Missing and
5 Exploited Children; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:81.1(F) is hereby amended and reenacted to read as follows:

8 §81.1. Child sexual abuse materials

9 * * *

10 F.(1)~~(2)~~ Upon the filing of any information or indictment by the prosecuting
11 authority for a violation of this Section, the investigating law enforcement agency
12 ~~which~~ that seized the photographs, films, videotapes, or other visual reproductions
13 of child sexual abuse materials ~~shall provide copies of those reproductions to the~~
14 ~~Internet crimes against children division within the attorney general's office.~~

15 ~~(3) Upon receipt of the reproductions as provided in Paragraph (2) of this~~
16 ~~Subsection, the Internet crimes against children division shall~~ do all of the following:

17 (a) Provide ~~those~~ visual reproductions to the law enforcement agency
18 representative assigned to the Child Victim Identification Program at the National
19 Center for Missing and Exploited Children.

1 (b) Request the Child Victim Identification Program to provide the law
2 enforcement agency contact information for any visual reproductions recovered
3 ~~which that~~ contain an identified victim of child sexual abuse materials as defined in
4 this Section.

5 (c) Provide case information to the Child Victim Identification Program, as
6 requested by the National Center for Missing and Exploited Children guidelines, in
7 any case ~~where the Internet crimes against children division within the attorney~~
8 ~~general's office identifies a previously unidentified victim of child sexual abuse~~
9 ~~materials~~ submitted to the National Center for Missing and Exploited Children when
10 visual reproductions are recovered that contain child sexual abuse materials as
11 defined in this Section.

12 (d) In any case that involves the production of newly created child sexual
13 abuse materials, the investigating law enforcement agency shall provide the case
14 information and visual reproductions to the Child Victim Identification Program, as
15 requested by the National Center for Missing and Exploited Children guidelines.

16 ~~(4)~~ (2) The ~~Internet crimes against children division~~ investigating law
17 enforcement agency shall submit ~~to the designated prosecutor~~ the law enforcement
18 agency contact information provided by the Child Victim Identification Program at
19 the National Center for Missing and Exploited Children to the designated prosecutor,
20 for any visual reproductions involved in the case ~~which that~~ contain the depiction of
21 an identified victim of child sexual abuse materials as defined in this Section.

22 ~~(5)~~ (3) In all cases in which the prosecuting authority has filed an indictment
23 or information for a violation of this Section and the victim of child sexual abuse
24 materials has been identified and is a resident of this state, the ~~prosecuting agency~~
25 investigating law enforcement agency shall submit all of the following information
26 to the ~~attorney general for entry into the Louisiana Attorney General's Exploited~~
27 ~~Children's Identification database maintained by that office~~ Child Victim
28 Identification Program at the National Center for Missing and Exploited Children:

29 (a) The parish, district, and docket number or agency file number of the case.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

children division within the attorney general's office identifies a previously unidentified victim of child sexual abuse materials.

Proposed law amends present law to remove the criteria of identification of a previously unidentified victim of child sexual abuse materials by the crimes against children division within the attorney general's office. Otherwise retains present law.

Proposed law further requires law enforcement agencies to provide case information to the CVIP, as requested by the NCMEC guidelines, in any case submitted to the NCMEC when visual reproductions are recovered that contain child sexual abuse materials.

Proposed law provides that in any case that involves the production of newly created child sexual abuse materials, the investigating law enforcement agency is required to provide the case information and visual reproductions to the CVIP, as requested by the NCMEC guidelines.

Present law requires the Internet crimes against children division to submit the law enforcement agency contact information provided by the CVIP at the NCMEC to the designated prosecutor for any visual reproductions involved in the case which contain the depiction of an identified victim of child sexual abuse materials.

Proposed law retains present law but changes the submitter from the Internet crimes against children division to the investigating law enforcement agency.

Present law requires the prosecuting agency to submit certain information to the attorney general for entry into the La. Attorney General's Exploited Children's Identification database in all cases in which the prosecuting authority has filed an indictment or information for a violation of present law (R.S. 14:81.1) and the victim of child sexual abuse materials has been identified and is a resident of the state of La.

Proposed law changes the submitter from the prosecuting agency to the investigating law enforcement agency and changes the recipient from the attorney general to the CVIP at the NCMEC.

Proposed law further amends the information that is to be submitted to the CVIP at the NCMEC as follows:

- (1) Adds the agency file number of the case in addition to the parish, district, and docket number of the case.
- (2) Provides for biographical information associated with the victim, rather than the identity of the victim.
- (3) Removes contact information maintained by the CVIP and provided to the Internet crimes against children division.

(Amends R.S. 14:81.1(F))