

2022 Regular Session

HOUSE BILL NO. 262

BY REPRESENTATIVE MARINO

PUBLIC RECORDS: Provides relative to exceptions to the public records law

1 AN ACT

2 To enact R.S. 44:4.1(E), relative to public records; to provide relative to exceptions to public  
3 records; to provide for an exception relative to writings, records, or other accounts  
4 of district attorneys, assistant district attorneys, district attorney investigators, or  
5 district attorney victims assistance coordinators; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 44:4.1(E) is hereby enacted to read as follows:

8 §4.1. Exceptions

9 \* \* \*

10 E. The provisions of this Chapter shall not apply to any writings, records, or  
11 other accounts that reflect the mental impressions, conclusions, opinions, or theories  
12 of any district attorney, assistant district attorney, district attorney investigator, or  
13 district attorney victims assistance coordinator relative to any actual or potential  
14 criminal case, any actual or potential criminal appeal, any actual or potential post  
15 conviction litigation pursuant to Title XXXI-A of the Code of Criminal Procedure,  
16 or any actual or potential federal habeas corpus litigation. This Subsection shall not  
17 be construed to limit the applicability of any other exception, exemption, or  
18 limitation to the laws pertaining to public records.

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**DIGEST**

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 262 Original

2022 Regular Session

Marino

**Abstract:** Provides relative to exceptions to the public records law for certain work products by district attorneys, assistant district attorneys, district attorney investigators, or district attorney victims assistance coordinators.

Present law provides for exceptions to the public records law.

Proposed law adds an exception for any writings, records, or other accounts that reflect the mental impressions, conclusions, opinions, or theories of any district attorney, assistant district attorney, district attorney investigator, or district attorney victims assistance coordinator relative to any actual or potential criminal case, criminal appeal, post conviction litigation pursuant to present law (C.Cr.P.), or any federal habeas corpus litigation.

Proposed law shall not be construed to limit the applicability of any other present law exception, exemption, or limitation.

(Adds R.S. 44:4.1(E))