

2022 Regular Session

HOUSE BILL NO. 431

BY REPRESENTATIVE JORDAN

CRIME/DNA: Provides relative to DNA database cross-referencing

1 AN ACT

2 To enact R.S. 15:622.1, relative to the use of DNA in criminal investigations; to provide
3 relative to sexual assault collection kits; to provide relative to the comparison of
4 DNA; to provide relative to criminal investigations; to prohibit the use of DNA in
5 certain circumstances; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 15:622.1 is hereby enacted to read as follows:

8 §622.1. Sexual assault collection kits; prohibited use in criminal investigation of
9 victim

10 Notwithstanding any other provision of law to the contrary, DNA obtained
11 by a criminal justice agency from a sexual assault collection kit as defined in R.S.
12 15:622 shall not be compared with other DNA records as defined in R.S. 15:603 for
13 the purpose of investigating the victim of the sexually-oriented criminal offense who
14 submitted the DNA if that victim is charged with or suspected of committing any
15 criminal offense.

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)]

HB 431 Engrossed

2022 Regular Session

Jordan

Abstract: Prohibits the use of DNA obtained from a sexual assault collection kit in an investigation against the person who submitted the DNA if that person is charged with or suspected of committing any criminal offense.

Proposed law provides that DNA obtained by a criminal justice agency from a sexual assault collection kit shall not be compared with other DNA records for the purpose of investigating the victim of the sexually-oriented criminal offense who submitted the DNA if that victim is charged with or suspected of committing any criminal offense.

(Adds R.S. 15:622.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Prohibit the use of DNA obtained by a criminal justice agency from the victim of a sexually-oriented criminal offense from being used for the purpose of investigating the victim of the sexually-oriented criminal offense if that victim is charged with or suspected of committing any criminal offense.