

2026 Regular Session

HOUSE BILL NO. 955

BY REPRESENTATIVE KERNER

INSURANCE: Creates licensure for a Cash Bail Fund Surety and a GPS Monitoring Provider

1 AN ACT

2 To enact R.S. 15:571.36.1, relative to electronic monitoring providers; to require electronic
3 provider registration; to provide for definitions; to provide for electronic monitoring
4 provider certification requirements; to require record retention; to provide for
5 electronic monitoring provider compliance; to provide for denial, suspension, and
6 revocation of registration; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 15:571.36.1 is hereby enacted to read as follows:

9 §571.36.1. Electronic monitoring provider registration

10 A. As used in this Section, the following terms have the meaning ascribed
11 to them:

12 (1) "Commission" means the Louisiana Commission on Law Enforcement
13 and Administration of Criminal Justice.

14 (2) "Electronic monitoring provider" or "provider" means any person or
15 entity or provider that provides electronic monitoring services including but not
16 limited to global positioning system monitoring, to individuals pursuant to a court
17 order, condition of bond, probation, parole, or other lawful authority within this state.

18 B. No person or entity shall provide electronic monitoring services within
19 this state unless such person or entity is registered with the commission.

1 C. An electronic monitoring provider applying for registration shall submit
2 an application on forms provided by the commission and shall certify in writing all
3 of the following:

4 (1) The provider has reviewed and understands the provisions of R.S.
5 15:571.36 and all applicable laws governing electronic monitoring.

6 (2) The provider agrees to comply with all statutory requirements and rules
7 adopted pursuant to this Section.

8 (3) The equipment and monitoring systems utilized by the provider meet the
9 standards and operational requirements established by law.

10 (4) The provider maintains the operational capability to monitor individuals,
11 detect violations, and report such violations in accordance with law.

12 D. The provider shall provide identifying business information, including
13 ownership and principal place of business, designate a registered agent within this
14 state, and submit to criminal background checks for owners and principal operators.

15 E. Electronic monitoring providers shall retain all monitoring records,
16 violation records, device status records, and related documentation for a minimum
17 of five years and shall make such records available upon lawful request by a court,
18 law enforcement agency, prosecutorial authority, or other authorized entity.

19 F. Electronic monitoring providers shall comply with any reporting,
20 data-sharing, or system participation requirements established by law or by rule of
21 the commission including participation in any centralized monitoring or oversight
22 system established by the state.

23 G. The commission shall maintain the registration status of each electronic
24 monitoring provider. The commission shall deny, suspend, or revoke the registration
25 of a provider only upon receipt of official documentation of any of the following:

26 (1) The provider or its owner has been convicted of, or entered a plea of
27 guilty or nolo contendere to, a felony offense or any offense directly related to fraud,
28 public safety, or the provision of electronic monitoring services.

1 (2) The provider has been found, by a final administrative or judicial
2 determination, to be in violation of the provisions of this Section or rules adopted
3 pursuant to this Section.

4 H. Any denial, suspension, or revocation shall be conducted in accordance
5 with the Administrative Procedure Act, including notice and an opportunity for
6 hearing.

7 I. The commission shall not independently investigate criminal conduct of
8 electronic monitoring providers. If the commission receives information or has
9 reason to believe that a provider is not in compliance with the provisions of this
10 Section, the commission shall notify the appropriate prosecutorial authority, law
11 enforcement agency, or court of competent jurisdiction for review and any action
12 deemed appropriate.

13 J. Upon the entry of a conviction or issuance of a final administrative or
14 judicial determination involving an electronic monitoring provider related to fraud,
15 public safety, or the provision of monitoring services, notice of such action may be
16 transmitted to the commission by a court of competent jurisdiction, the office of the
17 attorney general, a district attorney, or any other law enforcement agency involved
18 in the action.

19 K. An electronic monitoring provider shall disclose to the commission on
20 any conviction or final administrative or judicial determination involving the
21 provider or its principals related to fraud, public safety, or the provision of
22 monitoring services. Such disclosure shall include the disposition of the matter and
23 shall be made within ten days of the final disposition of the proceeding.

24 Section 2. If any provision of this Act or the application thereof is held invalid, such
25 invalidity shall not affect other provisions or applications of this Act which can be given
26 effect without the invalid provisions or applications, and to this end the provisions of this
27 Act are hereby declared severable.

28 Section 3. The provisions of this Act shall become on effective January 1, 2027.

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 955 Engrossed

2026 Regular Session

Kerner

Abstract: Establishes electronic monitoring provider registration, maintenance, record retention, and compliance. Defines applicable definitions relative to electronic monitoring providers. Authorizes the Louisiana Commission on Law Enforcement and Administration of Criminal Justice for electronic monitoring provider oversight and compliance.

Proposed law defines the terms "commission" and "electronic monitoring provider".

Proposed law requires electronic monitoring providers applying for registration shall submit an application on forms provided by the La. Commission on Law Enforcement and Administration of Criminal Justice (commission) and shall certify in writing all of the following:

- (1) The provider has reviewed and understands the provisions of R.S. 15:571.36 and all applicable laws governing electronic monitoring.
- (2) The provider agrees to comply with all statutory requirements and rules adopted pursuant to proposed law.
- (3) The equipment and monitoring systems utilized by the provider meet the standards and operational requirements established by law.
- (4) The provider maintains the operational capability to monitor individuals, detect violations, and report such violations in accordance with law.

Proposed law requires electronic monitoring providers to provide identifying business information, including ownership and principal place of business, designate a registered agent within this state, and submit to criminal background checks for owners and principal operators.

Proposed law requires electronic monitoring providers to retain all monitoring records, violation records, device status records, and related documentation for a minimum of five years and make such records available upon lawful request by a court, law enforcement agency, prosecutorial authority, or other authorized entity.

Proposed law authorizes the commission to enforce compliance and maintain the registration status of electronic monitoring providers.

Proposed law prohibits the commission from independently investigating the criminal conduct of electronic monitoring providers.

Proposed law establishes that if the commission has reason to believe that a provider is not in compliance with the provisions of this proposed law, the commission shall notify the appropriate prosecutorial authority, law enforcement agency, or court of competent jurisdiction for review and any action deemed appropriate.

Proposed law requires electronic monitoring providers to disclose to the commission any conviction or final administrative or judicial determination involving the provider or its principals related to fraud, public safety, or the provision of monitoring services. Such

disclosure shall include the disposition of the matter and shall be made within 10 days of the final disposition of the proceeding.

Effective January 1, 2027.

(Adds R.S. 15:571.36.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Insurance to the original bill:

1. Remove the Cash Bail Fund Surety and GPS Monitoring Provider Licensure provisions.
2. Remove proposed law relative to electronic monitoring providers from Title 22 to Title 15 of the La. Revised Statutes.
3. Proposed law provisions relative to electronic monitoring providers provide for: definitions, registration, maintenance, certification requirements, and required disclosures.
4. Authorize the Louisiana Commission on Law Enforcement and Administration of Criminal Justice to enforce compliance and maintain the registration status of electronic monitoring providers.