## 2017 Regular Session

### HOUSE BILL NO. 168

# BY REPRESENTATIVE CARPENTER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

VOTING/REGISTRATION: Requires reporting of certain information concerning persons with a felony conviction who are released from the custody or supervision of the Dept. of Public Safety and Corrections

1	AN ACT
2	To amend and reenact R.S. 18:171(C)(1) and (2), relative to reports to election officials
3	concerning persons with felony convictions; to provide relative to the duties of
4	registrars of voters and officials in the Department of State and the Department of
5	Public Safety and Corrections relative to such reports; to provide for the information
6	required to be reported; to provide deadlines for such reports; and to provide for
7	related matters.
8	Be it enacted by the Legislature of Louisiana:
9	Section 1. R.S. 18:171(C)(1) and (2) are hereby amended and reenacted to read as
10	follows:
11	§171. Report of convictions of felony
12	* * *
13	C.(1) By January 1, 1992, the <u>The</u> secretary of the Department of Public
14	Safety and Corrections shall send to the Department of State a report, certified as
15	correct over his signature or the signature of his authorized representative, containing
16	the name, date of birth, sex, and address as such information exists in the database
17	of any person who has a felony conviction and who is currently under the custody
18	or supervision of the Department of Public Safety and Corrections.

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	(2) Beginning February 1992, the <u>The</u> secretary of the Department of Public
2	Safety and Corrections shall send to the Department of State a supplemental report
3	reports, certified as correct over his signature or the signature of his authorized
4	representative, containing the name, date of birth, sex, and address as such
5	information exists in the database of any person who has a felony conviction, who
6	is currently under the custody or supervision of the Department of Public Safety and
7	Corrections, and whose name was not on the report sent by January 1, 1992, pursuant
8	to Paragraph (1) of this Subsection or on any subsequent supplemental report. The
9	secretary shall also indicate in the supplemental reports each person who has a felony
10	conviction and who has been released from the custody or supervision of the
11	Department of Public Safety and Corrections. Such supplemental report reports shall
12	be sent to the Department of State on no less than a quarterly basis. Upon receipt of
13	any supplemental report, the Department of State shall confirm that the information
14	therein has been entered into the department's databases and provide for correction,
15	if necessary.
16	* * *

17 Section 2. This Act shall become effective February 1, 2018.

# 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 168	Engrossed
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2017 Regular Session

Carpenter

Abstract: Adds information concerning each person who has a felony conviction and who has been released from the custody or supervision of the Dept. of Public Safety and Corrections (DPSC) to information required to be reported periodically by the department to the Dept. of State.

<u>Present constitution</u> (Const. Art. I, §10) provides that every citizen of the state, upon reaching 18 years of age, shall have the right to register and vote, except that this right may be suspended while a person is interdicted and judicially declared mentally incompetent or is under an order of imprisonment for conviction of a felony.

<u>Present law</u> (R.S. 18:102–La. Election Code) prohibits a person who is under an order of imprisonment for conviction of a felony from registering to vote. <u>Present law</u> (R.S. 18:176) provides for suspension of the registration of a person listed on certain reports required pursuant to <u>present law</u> (R.S. 18:171 and 171.1) and anyone the registrar believes has been

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convicted of a felony and is under an order of imprisonment. Requires notice and an opportunity to appear before the registrar prior to suspension.

<u>Present law</u> (R.S. 18:171 and 171.1) provides for recordation and reporting of felony convictions in state and federal courts for which there are orders of imprisonment. Requires the secretary of DPSC to send to the Dept. of State a report, certified as correct over his signature or the signature of his authorized representative, containing the name, date of birth, sex, and address as such information exists in the database of any person who has a felony conviction and who is currently under the custody or supervision of DPSC.

<u>Present law</u> requires the secretary of DPSC to send supplemental reports to the Dept. of State on no less than a quarterly basis. Provides that upon receipt of a supplemental report, the Dept. of State shall confirm that the information therein has been entered into the department's databases and provide for correction, if necessary.

<u>Present law</u> requires the Dept. of State send to the registrar of voters of each parish such information received from DPSC regarding persons with a felony conviction on no less than a quarterly basis.

<u>Proposed law</u> retains <u>present law</u>. Additionally requires the secretary of DPSC to indicate in the supplemental reports each person who has a felony conviction and who has been released from the custody or supervision of DPSC.

Effective February 1, 2018.

(Amends R.S. 18:171(C)(1) and (2))

Summary of Amendments Adopted by House

- The Committee Amendments Proposed by <u>House Committee on House and</u> <u>Governmental Affairs</u> to the <u>original</u> bill:
- 1. Change the effective date of <u>proposed law</u> from January 1, 2018, to February 1, 2018.
- 2. Make technical changes.