

## RÉSUMÉ DIGEST

**ACT 392 (SB 558)**

**2018 Regular Session**

**Barrow**

New law defines "custodian" as a warden, sheriff, deputy sheriff, or law enforcement officer; defines "correctional facility" as any jail, prison, penitentiary, juvenile institution, temporary holding center, or detention facility; defines "correctional facility employee" as any employee of a correctional facility; and defines "state of undress" as not dressed or not fully dressed.

Requires the custodian of a correctional facility to make certain healthcare products available, in housing units and in the medical area, to all women incarcerated in a correctional facility at no cost and in a quantity that is appropriate to the needs of the woman without a medical permit. Further, provides that a woman need not be diagnosed with an illness to have access to healthcare products.

Provides that a male correctional facility employee shall not conduct a pat-down search or body cavity search on an incarcerated woman unless the woman presents an immediate risk of harm to herself or others and a female correctional facility employee is not available.

Provides that a male correctional facility employee shall not enter into an area of the correctional facility in which incarcerated women may be in a state of undress or an area where incarcerated women in a state of undress may be viewed. Further provides that if a female correctional facility employee is not available or if a female correctional facility employee requires assistance, a male correctional facility employee may enter into such area in the event of a medical emergency or if an incarcerated woman presents an immediate risk of harm to herself or others.

Provides that a male correctional facility employee shall announce his presence upon entering a housing unit for incarcerated women.

Provides that if a male correctional facility employee conducts a pat-down search or body cavity search or enters a prohibited area in an emergency situation, the custodian or an employee of the correctional facility shall document the incident, including the circumstances necessitating the male correctional facility employee's actions, no later than three days after the incident.

New law will be known as the "Dignity for Incarcerated Women Act".

Effective August 1, 2018.

(Adds R.S. 15:892.1)