

**SENATE COMMITTEE AMENDMENTS**

2019 Regular Session

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 156  
by Senator Riser

1 AMENDMENT NO. 1

2 On page 1, line 2, after "To amend and reenact" delete the rest of the line and delete lines  
3 3 through 11

4 "R.S. 15:587.7(D) and to enact R.S. 15:587.8, relative to access in civil cases to the  
5 criminal history system; to provide for certain nonprofit and for profit volunteer and  
6 qualified entities; to provide for access to state criminal history information in civil  
7 case of domestic violence, human trafficking, dating violence and sexual assault; to  
8 provide for certain licensed attorneys to obtain state criminal history system  
9 information in civil cases involving allegations of domestic abuse; to provide for  
10 certain licensed attorneys to obtain state criminal history system information in civil  
11 cases involving allegations of human trafficking; to provide for certain licensed  
12 attorneys to obtain state criminal history system information in civil cases involving  
13 dating violence; to provide for certain licensed attorneys to obtain state criminal  
14 history system information in civil cases involving allegations of sexual assault; to  
15 provide for pro se petitioners; to provide for definitions; to provide for  
16 confidentiality; to prohibit certain causes of action; and

17 AMENDMENT NO. 2

18 On page 1, line 14, after "R.S. 15:587.7" insert "(D)"

19 AMENDMENT NO. 3

20 On page 1, delete lines 16 though 17 and delete pages 2 and 3 in their entirety and insert the  
21 following:

22 §587.7. Volunteer and employee criminal history system  
23 \* \* \*  
24 D. The cost of providing the information required under this Section shall be  
25 charged by the bureau, as specified in R.S. 15:587(B), to the individual subject to the  
26 inquiry **or the qualified entity, subject to the provisions of R.S. 23:897,** for  
27 furnishing information contained in the bureau's criminal history and identification  
28 files, including any additional costs of providing the national criminal history records  
29 check which pertain to the individual.  
30 \* \* \*"

31 AMENDMENT NO. 4

32 On page 4, delete lines 1 though 13

33 AMENDMENT NO. 5

34 On page 4, line 14, change "**violence**" to "**abuse**"

35 AMENDMENT NO. 6

36 On page 4, line 15, after "**trafficking,**" insert "**victims of dating violence,**"

37 AMENDMENT NO. 7

38 On page 4, line 18, after "**Article 412.5,**" delete the remainder of the line and delete line 19  
39 and insert "**a licensed**"

1 AMENDMENT NO. 8

2 On page 4, delete line 21 and insert the following:

3 **"abuse, human trafficking, dating violence, or sexual assault shall be allowed to**  
4 **access state"**

5 AMENDMENT NO. 9

6 On page 5, line 4, after "**domestic**" delete "**violence,**" and insert "**abuse, dating violence,**"

7 AMENDMENT NO. 10

8 On page 5, line 7, delete "**a protective order**" and insert "**an injunction**"

9 AMENDMENT NO. 11

10 On page 5, line 8, delete "**R.S. 46:2131 et seq.,**"

11 AMENDMENT NO. 12

12 On page 5, line 10, after "**3607.1**" and before the period "." insert "**or a civil case for a**  
13 **protective order pursuant to R.S. 46:2131 et seq**"

14 AMENDMENT NO. 13

15 On page 5, line 13, after "**R.S. 9:362,**" insert "**dating violence as defined in R.S.**  
16 **46:2151(C),**"

17 AMENDMENT NO. 14

18 On page 5, line 14, after "**R.S. 9:362**" delete the comma "," and delete the remainder of the  
19 line and insert a period " ."

20 AMENDMENT NO. 15

21 On page 5, between lines 19 and 20 insert the following:

22 **"(4) "Criminal history records" means the state criminal history records**  
23 **maintained by the bureau."**

24 AMENDMENT NO. 16

25 On page 5, line 20, change "**(4)**" to "**(5)**"

26 AMENDMENT NO. 17

27 On page 5, line 22, change "**(5)**" to "**(6)**" and after "**themselves**" delete "**in**" and delete line  
28 23 and insert a period " ."

29 AMENDMENT NO. 18

30 On page 5, line 26, change "**bureau**" to "**sheriff**"

31 AMENDMENT NO. 19

32 On page 5, line 28, after "**attorney**" insert "**, or his licensed investigator,**"

33 AMENDMENT NO. 20

34 On page 5, line 29, change "**bureau**" to "**sheriff**" and change "**and**" to "**or**"

1 AMENDMENT NO. 21

2 On page 6, line 3, after "**letter of request**" insert "**to the sheriff**"

3 AMENDMENT NO. 22

4 On page 6, line 7 after "**case**" insert "**, the suit number,**"

5 AMENDMENT NO. 23

6 On page 6, line 20, change "**bureau**" to "**sheriff**"

7 AMENDMENT NO. 24

8 On page 6, line 22, change "**bureau**" to "**sheriff**"

9 AMENDMENT NO. 25

10 On page 6, line 25, after "**case**" insert "**, the suit number,**"

11 AMENDMENT NO. 26

12 On page 7, at the end of line 2, after "**attorney or**" insert "**his licensed investigator or a**"

13 AMENDMENT NO. 27

14 On page 7, line 3, after "**Section, the**" delete the remainder of the line and insert "**sheriff**  
15 **shall provide the attorney or his licensed investigator or the**"

16 AMENDMENT NO. 28

17 On page 7, line 5, after "**inquiry.**" delete the rest of the line and delete lines 6 through 10

18 AMENDMENT NO. 29

19 On page 7, line 11, delete "**National and state**" and insert "**State**"

20 AMENDMENT NO. 30

21 On page 7, line 15, after "**G.**" insert "**(1)**"

22 AMENDMENT NO. 31

23 On page 7, delete lines 16 through 19 and insert "**shall be charged by the sheriff to the**  
24 **requesting person as that amount is specified in R.S. 15:587.**"

25 AMENDMENT NO. 32

26 On page 7, between lines 19 and 20, insert the following:

27 **"(2) When the sheriff performs the criminal history records check**  
28 **pursuant to this Section, he shall enter the code "D" in the question space**  
29 **concerning the purpose of the inquiry so that the bureau may record the nature**  
30 **of the inquiry for auditing purposes.**"

31 AMENDMENT NO. 33

32 On page 7, line 20, after "**H.**" delete the remainder of the line and insert "**The attorney,**  
33 **licensed investigator, pro se litigant, and any other person with access to the**  
34 **information shall maintain the confidentiality of the state"**

1 AMENDMENT NO. 34

2 On page 7, line 22, delete "**Subsection D of**"

3 AMENDMENT NO. 35

4 On page 7, after line 22, insert the following:

5 **"I. No person shall maintain a cause of action for liability against the**  
6 **state, the sheriff, any political subdivision of the state, or any agency, officer,**  
7 **deputy, or employee of the state, the sheriff, or a political subdivision for**  
8 **providing the information requested in accordance with this Section.**

9 Section 2. This Act shall become effective upon signature by the governor  
10 or, if not signed by the governor, upon expiration of the time for bills to become law  
11 without signature by the governor, as provided by Article III, Section 18 of the  
12 Constitution of Louisiana. If vetoed by the governor and subsequently approved by  
13 the legislature, this Act shall become effective on the day following such approval."