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HOUSE FLOOR AMENDMENTS
2021 Regular Session
Amendments proposed by Representative James to Reengrossed House Bill No. 604 by
Representative James

1   AMENDMENT NO. 1

2   On page 3, line 12, after "produced" delete the remainder of the line

3   AMENDMENT NO. 2

4   On page 3, line 13, after "Information" and before "after" insert "upon request by the person
5   whose record has been expunged"

6   AMENDMENT NO. 3

7   On page 3, line 28, after "including" and before "traffic" insert "records of only"

8   AMENDMENT NO. 4

9   On page 3, line 29, after "1950" and before "that" insert "and offenses in municipal, mayor's,
10   city, or traffic courts of the state of Louisiana"

11   AMENDMENT NO. 5

12   On page 4, at the end of line 12, after "felony" insert "or misdemeanor"

13   AMENDMENT NO. 6

14   On page 4, line 19, after "this" and before "shall" change "Article" to "Code"

15   AMENDMENT NO. 7

16   On page 4, at the end of line 19, after "action" insert a comma "," and insert "including but
17   not limited to damages, writ of mandamus, or declaratory relief,"

18   AMENDMENT NO. 8

19   On page 4, line 20, after "against" and before "a" insert "the office of state police, Louisiana
20   Supreme Court, or"

21   AMENDMENT NO. 9

22   On page 4, line 22, after "the" and before "clerk" insert "criminal repository, CMIS, or"

23   AMENDMENT NO. 10

24   On page 4, at the end of line 23, after "are to" insert "request that a clerk of court"

25   AMENDMENT NO. 11

26   On page 4, line 24, after "information" and before "to" insert a comma "," and "if available,"

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored
are additions.

1   AMENDMENT NO. 12

2   On page 4, between lines 26 and 27 insert the following:

3   "(3) Nothing in this Title shall be construed to create any cause of action,
4   including but not limited to damages, writ of mandamus, or declaratory relief against
5   the office of state police when a government-initiated expungement is processed that
6   is contrary to the provisions of this Title."

7   AMENDMENT NO. 13

8   On page 11, line 1, after "I." insert the following:
9   "Notwithstanding any provision of law to the contrary, an applicant for the
10   expungement of a record, other than as provided in Paragraphs F and G of this
11   Article, may proceed in forma pauperis in accordance with the provisions of Code
12   of Civil Procedure Article 5181 et seq."

13   AMENDMENT NO. 14

14   On page 21, at the end of line 13, after "duration" delete "for" and at the beginning of line
15   14, delete "probation or parole"

16   AMENDMENT NO. 15

17   On page 21, line 14, after "any" and before "felony" insert "fingerprint-based"

18   AMENDMENT NO. 16

19   On page 21, line 15, after "no" and before "felony" insert "fingerprint-based"

20   AMENDMENT NO. 17

21   On page 21, line 27, after "R.S. 15:541" delete the remainder of the line and delete line 28
22   in its entirety and on page 22, at the beginning of line 1, delete "include a sex offense
23   without disposition"

24   AMENDMENT NO. 18

25   On page 22, at the end of line 6, after "in" insert "Paragraph B of this Article,"

26   AMENDMENT NO. 19

27   On page 22, at the beginning of line 7, delete "Article 978.1,"

28   AMENDMENT NO. 20

29   On page 22, line 13, after "duration" delete the remainder of the line and at the beginning
30   of line 14 delete "period of probation or parole"

31   AMENDMENT NO. 21

32   On page 23, line 19, after "compliance" and before "confirming" insert "and transmission
33   of data"

34   AMENDMENT NO. 22

35   On page 23, line 21, after "compliance" and before "shall" insert "and transmission of data"

1   AMENDMENT NO. 23

2   On page 23, line 21, after "include" delete the comma "," and delete "at a minimum,'"

3   AMENDMENT NO. 24

4   On page 23, line 22, after "information" delete the remainder of the line and at the beginning
5   of line 23 delete "use the form provided under Article 992.1 and include the following,"

6   AMENDMENT NO. 25

7   On page 24, line 24, after "Information." delete the remainder of the line and delete lines 25
8   and 26 in their entirety

9   AMENDMENT NO. 26

10   On page 28, line 9, after "978(E)(2)" and before "hereby" delete the comma "," and delete
11   "984, and 996 are" and insert "is"

12   AMENDMENT NO. 27

13   On page 28, line 10, after "in" and before "entirety" change "their" to "its"

14   AMENDMENT NO. 28

15   On page 28, between lines 10 and 11 insert the following:

16   "Section 5. Code of Criminal Procedure Articles 984 and 996 are hereby repealed in
17   their entirety.
18   Section 6. Code of Criminal Procedure Article 978(B)(2)(b) is hereby repealed in its
19   entirety."

20   AMENDMENT NO. 29

21   On page 28, at the beginning of line 11, change "Section 5." to "Section 7."

22   AMENDMENT NO. 30

23   On page 28, at the beginning of line 14, change "Section 6." to "Section 8."

24   AMENDMENT NO. 31

25   On page 28, line 14, after "1" and before "of" change "and 5" to a comma "," and insert "6,
26   and 7"

27   AMENDMENT NO. 32

28   On page 28, at the beginning of line 16, change "Section 7." to "Section 9."

29   AMENDMENT NO. 33

30   On page 28, line 16, after "and" and before "of" change "Section 2" to "Sections 2, 4, and
31   5"

32   AMENDMENT NO. 34

33   On page 28, at the beginning of line 18, change "Section 8." to "Section 10."

1   <u>AMENDMENT NO. 35</u>

2   On page 28, delete lines 20 and 21 in their entirety