

Proposed law provides that utilization of this process shall not preclude any applicant from seeking additional expungement to which they are entitled.

Proposed law requires the Louisiana District Attorneys Association to submit annually, prior to February 1st, a report to the Legislature that includes the number of applications for, denials of, and approvals of the certification of human trafficking.

Present law provides forms for the motion to set aside conviction and dismiss prosecution provided for by present law.

Proposed law provides a form for the "certification of human trafficking victim status" that must be filled out by the district attorney.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends C.Cr.P. Art. 983(H) and (I), and R.S. 14:46.2(A)(1), (C)(1) and (3)(b) and (f), and (D); adds C.Cr.P. Art. 983(J) and 997 and R.S. 14:46.2(C)(3)(k) and (l))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Remove the motion to set aside a conviction if the court finds by a preponderance of evidence that the crime was committed as a result of the defendant being a victim of human trafficking.
2. Remove the form for a motion to set aside a conviction of certain offenses related to human trafficking.
3. Add a process for human trafficking victims to request expungement of a record of offense, from the prosecuting authority, by applying for a "certification of human trafficking victim status".
4. Add detailed steps of the process, requires no fees for the process, and creates a form that must be filled out by the district attorney.
5. Requires the Louisiana District Attorneys Association to annually report to the legislature the number of application for, denials of, and approval of the certification of human trafficking victim status no later than the first of February.