

2022 Regular Session

HOUSE BILL NO. 926

BY REPRESENTATIVE ADAMS

DRUGS/CONTROLLED: Provides relative to publication of arrests for certain offenses involving heroin, fentanyl, or carfentanil

1 AN ACT

2 To enact R.S. 40:971.4, relative to the Uniform Controlled Dangerous Substances Law; to
3 provide relative to publication of arrests for the production, manufacturing,
4 distribution, or dispensing or possessing with intent to produce, manufacture, or
5 distribute heroin, fentanyl, or carfentanil; to provide relative to duties of law
6 enforcement agencies or officers; to provide for an effective date; and to provide for
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 40:971.4 is hereby enacted to read as follows:

10 §971.4. Periodic publication of arrests for production, manufacturing, distribution,
11 or dispensing or possessing with intent to produce, manufacture, or distribute
12 heroin, fentanyl, and carfentanil

13 A. Notwithstanding any provision of law to the contrary, any local law
14 enforcement agency or law enforcement officer who arrests a person for the
15 production, manufacturing, distribution, or dispensing or possessing with intent to
16 produce, manufacture, or distribute heroin or a mixture or substance containing a
17 detectable amount of heroin or its analogues as provided in R.S. 40:966, fentanyl or
18 a mixture or substance containing a detectable amount of fentanyl or its analogues,
19 or carfentanil or a mixture or substance containing a detectable amount of carfentanil
20 or its analogues as provided in R.S. 40:967, shall publish the name, address, date of

1 arrest, and the offense upon which the person was arrested in the official journal of
2 the parish where the arrest occurred, the official journal of the state, or on the
3 website of the law enforcement agency.

4 B. Any local law enforcement agency or law enforcement officer who arrests
5 a person for the production, manufacturing, distribution, or dispensing or possessing
6 with intent to produce, manufacture, or distribute heroin or a mixture or substance
7 containing a detectable amount of heroin or its analogues as provided in R.S. 40:966,
8 fentanyl or a mixture or substance containing a detectable amount of fentanyl or its
9 analogues, or carfentanil or a mixture or substance containing a detectable amount
10 of carfentanil or its analogues as provided in R.S. 40:967, shall notify the narcotics
11 section of Louisiana State Police within seventy-two hours of the arrest with the
12 name, address, date of arrest, and the offense upon which the person was arrested.

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

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 926 Engrossed

2022 Regular Session

Adams

Abstract: Provides relative to the reporting of arrests for the production, manufacture, distribution, or dispensing or possession with intent to produce, manufacture, or distribute heroin, fentanyl, or carfentanil.

Proposed law requires any local law enforcement agency or officer who arrests a person for the production, manufacturing, distribution, or dispensing or possessing with intent to produce, manufacture, or distribute heroin or a mixture or substance containing a detectable amount of heroin or its analogues as provided in present law (R.S. 40:966), fentanyl or a mixture or substance containing a detectable amount of fentanyl or its analogues, or carfentanil or a mixture or substance containing a detectable amount of carfentanil or its analogues as provided in present law (R.S. 40:967), to publish the name, address, date of arrest, and the offense upon which the person was arrested in the official journal of the parish where the arrest occurred, the official journal of the state, or on the website of the law enforcement agency.

Proposed law further requires the law enforcement agency or officer to notify the narcotics section of La. State Police within 72 hours of the arrest of the name, address, date of arrest of the person, and the offense upon which the person was arrested.

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

(Adds R.S. 40:971.4)