

**SENATE SUMMARY OF HOUSE AMENDMENTS**

**SB 182**

**2022 Regular Session**

**Fields**

**KEYWORD AND SUMMARY AS RETURNED TO THE SENATE**

LAW ENFORCEMENT. Provides for revocation of P.O.S.T. certification. (gov sig)

**SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL**

1. Makes technical changes.
2. Changes the term "unauthorized" to "unreasonable", relative to the use of force.

**DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE**

DIGEST

SB 182 Reengrossed

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Present law sets forth behavior by public officers and employees that is considered malfeasance in office.

Proposed law adds willfully and knowingly subjecting any person to the deprivation of any right, privilege, or immunity secured or protected by the U. S. Constitution and laws, if serious bodily injury or death results, to the list of conduct that is malfeasance in office.

Present law allows the P.O.S.T. Council to conduct a revocation hearing to determine if the officer's P.O.S.T. certification should be revoked under certain circumstances including when the officer has been involuntarily terminated by his employing law enforcement agency for disciplinary reasons involving an adjudication of civil rights violations.

Proposed law removes the officer's involuntary termination by his employing law enforcement agency for disciplinary reasons involving an adjudication of civil rights violations from the list of revocation offenses over which the P.O.S.T. Council has discretion.

Proposed law adds a condition in which the officer has been terminated by his employing law enforcement agency and has exhausted all administrative remedies, or allowed to retire or resign, as a result of disciplinary action taken against the officer for any conduct during the course and scope of employment that would constitute an unreasonable use of force to the list of revocation offenses over which the P.O.S.T. Council has discretion to conduct a revocation hearing.

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

(Amends R.S. 14:134(A)(3) and R.S. 40:2405(J)(2)(a); Adds R.S. 14:134(A)(4))

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