2023 Regular Session

HOUSE BILL NO. 89

BY REPRESENTATIVE MARCELLE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MOTOR VEHICLES: Provides relative to the collection of certain traffic stop data by law enforcement

1	AN ACT
2	To repeal R.S. 32:398.10(E), relative to the collection and reporting of statistical
3	information related to traffic stops; to remove the exception to certain statutory
4	provisions governing the collection of traffic stop data that is applicable to law
5	enforcement agencies or departments that adopt written policies against racial
6	profiling.
7	Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:398.10(E) is hereby repealed in its entirety.

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)]

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Abstract: Repeals a provision that specifies that the collection and reporting of traffic stop statistical data is inapplicable to law enforcement entities with written policies against racial profiling.

<u>Present law</u> (R.S. 32:398.10(A)) requires all law enforcement officers to record and retain certain statistical data; including the following: (1) the number of people stopped for traffic violations; (2) identifying information of people stopped; (3) the nature of the alleged traffic violation; (4) whether a citation was issued, an arrest made, or a search conducted as a result of the stop; (5) if a search occurred, the type of search conducted, legal basis for the search, and contraband or property seized; and (6) the number of people stopped for certain wireless communication and cell phone infractions.

<u>Present law</u> (R.S. 32:389.10(E)) provides an exception to the application of <u>present law</u> for law enforcement entities that adopt a written policy against racial profiling.

Proposed law repeals the exception in present law.

(Repeals R.S. 32:398.10(E))