SLS 23RS-237

ORIGINAL

2023 Regular Session

SENATE RESOLUTION NO. 5

BY SENATOR FOIL

CRIMINAL PROCEDURE. Creates the Protective Order Procedure and Records Task Force.

1	A RESOLUTION
2	To create and provide for the Protective Order Procedure and Records Task Force.
3	WHEREAS, protective orders have been mainstays in preventing domestic abuse and
4	sexual assault in Louisiana for decades; and
5	WHEREAS, protective orders are statistically more likely to protect women from
6	becoming victims of abuse and violence committed by male partners, and the FBI estimates
7	that eighty-two percent of partner violence victims are female; and
8	WHEREAS, the National Crime Victimization Survey indicates that no matter the
9	rate of violence by gender, women are seven to ten times more likely than men to be injured;
10	and
11	WHEREAS, Louisiana's criminal justice system must protect women and children
12	as swiftly and efficiently as possible; and
13	WHEREAS, it has been reported that oftentimes charges initiating a protective order
14	are dropped but the order stays in the system, causing confusion as to whether the protective
15	order should be enforced; and
16	WHEREAS, further study is needed to improve the process of creating and
17	dismissing a protective order to better protect Louisiana families.
18	THEREFORE, BE IT RESOLVED that the Senate of the Legislature of Louisiana

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1	does hereby establish and provide for the Protective Order Procedure and Records Task
2	Force to study the best methods to ensure protective order records are kept properly and
3	efficiently, and to propose recommendations, together with specific proposals for legislation,
4	if any proposals or recommendations are deemed necessary by the task force, by written
5	report to the Senate and to the David R. Poynter Legislative Research Library as required
6	by R.S. 24:771 and 772, no later than March 1, 2024.
7	BE IT FURTHER RESOLVED that the task force shall consist of the following
8	members:
9	(1) The president of the Louisiana Sheriffs' Association, or his designee, who will
10	serve as chair.
11	(2) The director of the Louisiana Protective Order Registry, or her designee.
12	(3) A designee from the Louisiana Supreme Court, appointed by the chief justice.
13	(4) The president of the Louisiana Clerks of Court Association, or his designee.
14	(5) A designee from the Louisiana District Attorneys Association, appointed by the
15	executive director.
16	BE IT FURTHER RESOLVED that each designating authority shall submit the
17	names of designees to the task force to the president of the Louisiana Sheriffs' Association
18	no later than July 31, 2023.
19	BE IT FURTHER RESOLVED that the task force shall convene for its first meeting
20	no later than October 31, 2023, at the call of the chair, and at the first meeting, the members
21	shall elect other officers as the task force may deem appropriate.
22	BE IT FURTHER RESOLVED that the task force shall receive staff support from
23	the Louisiana Sheriffs' Association.
24	BE IT FURTHER RESOLVED that a majority of the task force shall constitute a
25	quorum for the transaction of business, and all official actions of the task force shall require
26	the affirmative vote of a majority of the members.
27	BE IT FURTHER RESOLVED that the members of the task force shall serve
28	without compensation, except per diem or expenses reimbursement to which they may be
29	individually entitled as members of their constituent organizations.
30	BE IT FURTHER RESOLVED that the task force shall terminate on the date of the

1 submission of its report, if any, or March 1, 2024, whichever occurs first.

2 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the

- 3 Louisiana Sheriffs' Association, the Louisiana Protective Order Registry, the Louisiana
- 4 Supreme Court, the Louisiana Clerks of Court Association, and the Louisiana District
- 5 Attorneys Association.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Whitney Kauffeld.

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Creates the Protective Order Procedure and Records Task Force to study the best methods to ensure protective order records are kept properly and efficiently, and to propose recommendations, together with specific proposals for legislation, if the task force deems it necessary or appropriate.

Provides that the task force consist of the following members:

- (1) The president of the La. Sheriffs' Association, or his designee, who will serve as chair.
- (2) The director of the La. Protective Order Registry, or her designee.
- (3) A designee from the La. Supreme Court, appointed by the chief justice.
- (4) The president of the La. Clerks of Court Association, or his designee.
- (5) A designee from the La. District Attorneys Association, designated by the executive director.

Provides relative to meetings of the task force, quorum, and voting.

Provides that the task force may make a written report of its findings and recommendations by March 1, 2024.