

## RÉSUMÉ DIGEST

ACT 654 (HB 443)

2024 Regular Session

Coates

New law provides that courts with civil or family jurisdiction or administrative law judges may authorize the issuance of a subpoena duces tecum for the production of a videotape of a protected person made pursuant to new law for good cause shown.

New law requires the subpoena duces tecum to order the videotape of the protected person be returnable to the court for inspection. New law also provides that if the court determines that the videotape is relevant and necessary to the case, the court may order that the videotape be disclosed to the attorneys of record for each party subject to a protective order pursuant to new law.

New law requires certain information be included in the protective order. New law states that violations of new law are punishable as contempt of court.

New law does not prevent Dept. of Children and Family Services or law enforcement from sharing information as authorized or required by state or federal law.

New law provides that files, reports, records, communications, working papers, or videotaped interviews used or developed in providing services under Title V, Part II of the Children's Code are confidential and not subject to the Public Records Law.

New law provides that disclosure of any files, reports, records, communications, or working papers of a child advocacy center may be made only pursuant to Ch.C. Art. 525 or by order of the juvenile court of competent jurisdiction pursuant to Ch.C. Art. 412.

New law also provides that disclosure of videotaped interviews of protected persons shall be disclosed either pursuant to R.S. 15:440.1, et seq. or Ch.C. Art. 322, et seq.

Effective August 1, 2024.

(Amends R.S. 44:4.1(B)(8) and (39); Adds R.S. 15:440.7 and 440.8 and Ch.C. Arts. 328.1 and 328.2)