

2025 Regular Session

SENATE BILL NO. 53

BY SENATOR BASS

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

LAW ENFORCEMENT. Provides relative to warrants for interception of communications.
(8/1/25)

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AN ACT

To amend and reenact R.S. 15:1310(B)(1) and to enact R.S. 15:1302(21) and 1310(D)(1)(f),
relative to electronic surveillance; to provide relative to warrants for interception of
communications; to provide definitions; to provide relative to warrant requests; and
to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:1310(B)(1) is hereby amended and reenacted and R.S.
15:1302(21) and 1310(D)(1)(f) are hereby enacted to read as follows:

§1302. Definitions

As used in this Chapter:

* * *

**(21) "Monitoring post" means a secure Department of Public Safety and
Corrections facility, including a Louisiana State Police facility, having
investigative control over the intercept, regardless of geographic location.**

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§1310. Procedure for interception of wire, electronic, or oral communications

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application must set forth the factual basis for the affiant's belief that the informant is credible and that it was obtained in a reliable manner. Present law provides that an informant who provides information used as the basis for an application must be presented to and sworn before the judge, who may then question the informant to determine if the statements made in the application are true.

Proposed law provides that the judge has the discretion to order the informant to appear and be sworn. Proposed law further provides that if the informant is sworn, the application must so state.

Proposed law otherwise retains present law.

Present law provides that each order authorizing the interception of any wire, electronic, or oral communication must specify:

- (1) The identity of the person, if known, whose communications are to be intercepted.
- (2) The nature and location of the communications facilities where authority to intercept is granted.
- (3) A particular description of the type of communication sought to be intercepted and a statement of the offense to which it relates.
- (4) The identity of the agency authorized to intercept the communications, the person applying for the application, and the person authorizing the application.
- (5) The period of time during which such interception is authorized.

Proposed law retains present law and adds that the order must include the specific location of the monitoring post.

Effective August 1, 2025.

(Amends R.S. 15:1310(B)(1); adds R.S. 15:1302(21) and 1310(D)(1)(f))