

2015 Regular Session

HOUSE BILL NO. 392

BY REPRESENTATIVE LOPINTO

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

LAW ENFORCEMENT: Creates a database for certain training and hiring information for all law enforcement officers

1 AN ACT

2 To enact R.S. 15:1212 and 1212.1, relative to the Louisiana Commission on Law
3 Enforcement and the Administration of Criminal Justice; to require the commission
4 to create and maintain a database for deposit of information relative to law
5 enforcement officers; to provide for the functions, powers, and duties of the
6 commission relative to the database; to provide for reporting requirements relative
7 to all law enforcement agencies throughout the state; to authorize the promulgation
8 of rules and regulations; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 15:1212 and 1212.1 are hereby enacted to read as follows:

11 §1212. Creation of database; functions

12 A. There is hereby created within the Louisiana Commission on Law
13 Enforcement and the Administration of Criminal Justice, hereinafter referred to as
14 the "commission", a Louisiana Uniform Law Enforcement Statewide Reporting
15 Database, hereinafter referred to as the "database". The commission may appoint
16 such employees, agents, consultants, and special committees as it may deem
17 necessary to properly manage the database.

18 B. The commission shall be the central depository for all information
19 submitted for entry into the database and shall have the following functions, powers,
20 and duties:

1 (1) To establish, through electronic data processing and related procedures,
2 a database by which relevant information can be collected, coordinated, analyzed,
3 and made readily available to serve qualified law enforcement agencies concerned
4 with the hiring practices and training of law enforcement officers located anywhere
5 in the state. The commission shall prescribe the terms and conditions under which
6 such agencies shall contribute or gain access to information contained in the database
7 files.

8 (2) To adopt such measures to assure the security of the database as may be
9 specified in state and federal regulations.

10 (3) To adopt and publish for distribution to the database users, the operating
11 policies, practices and procedures, and conditions of qualification for data access.

12 (4) To prepare and distribute, to all such persons and agencies, forms to be
13 used in reporting data to the database. The forms shall provide for information
14 regarding the name of the law enforcement officer, the designated position, all
15 certifications related to training and qualifications, the hire date, and the date of
16 separation from service.

17 (5) To instruct such persons and agencies in the installation, maintenance,
18 and use of employment-based records and in the manner of reporting to the database.

19 (6) To tabulate, analyze, and interpret the data collected.

20 (7) To make, solicit, and request proposals and offers, and to execute and
21 effectuate agreements or contracts for the operation of any part of the database.

22 (8) The commission shall have authority to promulgate rules and regulations
23 to carry out the functions, powers, and duties set forth in this Section.

24 §1212.1. Report to the system; duties of persons and agencies

25 A. All law enforcement agencies, correctional agencies, and institutions shall
26 provide the required data as provided for in R.S. 15:1212(B)(4) in accordance with
27 the rules adopted by the Louisiana Commission on Law Enforcement and the
28 Administration of Criminal Justice.

- 1 B. Upon the request of the commission, all law enforcement agencies shall
 2 provide any other such assistance, information, and data which are reasonable and
 3 available to enable the commission to properly carry out its powers and duties.

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)]

HB 392 Engrossed

2015 Regular Session

Lopinto

Abstract: Creates a database to be administered by the La. Commission on Law Enforcement and the Administration of Criminal Justice to maintain certain training and hiring information for all law enforcement officers throughout the state.

Proposed law creates the "Louisiana Uniform Law Enforcement Statewide Reporting Database" (database) to be administered by the La. Commission on Law Enforcement and the Administration of Criminal Justice (commission) and authorizes the commission to appoint employees, agents, consultants, or special committees to manage the database.

Proposed law requires that the commission be the central depository for all information submitted for the database, and provides for the procedures, powers, and duties of the commission for the creation, operation, maintenance, and use or access to the database.

Proposed law requires the commission to prepare and distribute forms to all law enforcement agencies for reporting information regarding the name, position, certifications related to training and qualifications, and hire and separation from service dates for all law enforcement officers.

Proposed law requires the commission to promulgate rules and regulations to carry out the provisions of proposed law.

Proposed law authorizes all law enforcement agencies and institutions to provide the required information in accordance with proposed law and the rules adopted by the commission.

(Adds R.S. 15:1212 and 1212.1)