

ACT No. 294

2019 Regular Session

HOUSE BILL NO. 141

BY REPRESENTATIVES HOWARD, ADAMS, ANDERS, BAGLEY, BERTHELOT, CHAD BROWN, TERRY BROWN, STEVE CARTER, GAINES, GISCLAIR, GUINN, LANCE HARRIS, HOFFMANN, HORTON, JACKSON, MIKE JOHNSON, ROBERT JOHNSON, JORDAN, MAGEE, MARINO, MCMAHEN, MIGUEZ, GREGORY MILLER, MOORE, JIM MORRIS, MOSS, PYLANT, AND SCHEXNAYDER

1 AN ACT

2 To amend and reenact R.S. 40:2405(B)(2) and 2405.8(G) and to enact R.S. 40:2402(3)(e)
3 and 2405.8(H), relative to peace officer training requirements; to provide relative to
4 certain peace officers; to provide for the creation of a motorcyclist profiling
5 awareness training program; to provide for definitions; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:2405(B)(2) and 2405.8(G) are hereby amended and reenacted and
9 R.S. 40:2402(3)(e) and 2405.8(H) are hereby enacted to read as follows:

10 §2402. Definitions

11 As used in this Chapter:

12 * * *

13 (3)

14 * * *

15 (e) "Peace officer" shall also include security personnel employed by
16 a court of appeal of the state of Louisiana.

17 * * *

18 §2405. Peace officer training requirements; reimbursement by peace officer

19 * * *

20 B.

21 * * *

1 (2) Certified security personnel of the Supreme Court of the state of
 2 Louisiana or of any court of appeal of the state shall not be eligible to receive
 3 supplemental pay benefits even though the peace officer has successfully completed
 4 a council-approved training program. The commission issued to court security
 5 personnel shall remain in force and in effect at the pleasure of the employing court.

6 * * *

7 §2405.8. Additional peace officer training requirements

8 * * *

9 G.(1) The council shall include motorcyclist profiling awareness training in
 10 the current bias-recognition policing curriculum. The training shall consist of at least
 11 one-half hour of classroom or internet instruction, or a combination of classroom and
 12 internet instruction. This training shall address issues related to motorcyclist
 13 profiling and shall be provided to peace officers as defined in R.S. 40:2402(3)(a).

14 (2) For purposes of this Subsection, "motorcyclist profiling" shall mean the
 15 arbitrary use of the fact that an individual rides a motorcycle or wears motorcycle-
 16 related clothing or paraphernalia as a factor in deciding to stop, question, take
 17 enforcement action, arrest, or search the individual or his motorcycle or motor
 18 vehicle.

19 H.(1) The council shall promulgate rules and regulations in accordance with
 20 the Administrative Procedure Act, subject to the oversight of the House Committee
 21 on the Administration of Criminal Justice and the Senate Committee on Judiciary B,
 22 for the implementation of a homicide investigator training program ~~no later than July~~
 23 ~~1, 2016.~~

24 (2)(a) The council shall promulgate rules and regulations in accordance with
 25 the Administrative Procedure Act, subject to the oversight of the House Committee
 26 on the Administration of Criminal Justice and the Senate Committee on Judiciary B,
 27 for the implementation of a sexual assault awareness training program as provided
 28 in R.S. 17:1805(H) ~~no later than October 1, 2015.~~

29 (b) The council shall promulgate rules and regulations in accordance with
 30 the Administrative Procedure Act, subject to the oversight of the House Committee

1 on the Administration of Criminal Justice and the Senate Committee on Judiciary B,
 2 for the implementation of a sexual assault awareness training program for peace
 3 officers as defined in R.S. 40:2402(3)(a) as provided in Paragraph (C)(3) of this
 4 Section ~~no later than January 1, 2017.~~

5 (3)(a) The council shall promulgate rules in accordance with the
 6 Administrative Procedure Act for implementation of the following training programs
 7 for peace officers as provided in Subsections E and F of this Section:

8 (i) Domestic violence awareness training.

9 (ii) Communication with deaf or hard of hearing individuals.

10 (b) The council shall create and maintain a list of peace officers who have
 11 successfully completed the domestic violence awareness training and the training on
 12 communication with deaf or hard of hearing individuals.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____