

SENATE BILL NO. 143

BY SENATORS AMEDEE AND MARIONNEAUX

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

1 AN ACT

2 To enact R.S. 9:2603.1, relative to electronic transactions; to provide for the authorization
3 and utilization of electronic applications for warrants and for electronic signatures;
4 to provide for the electronic approval of such applications; to provide for processing
5 of warrant applications, approvals of applications and documented returns of
6 completed warrants for the judicial branch of state government; and to provide for
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 9:2603.1 is hereby enacted to read as follows:

10 **§2603.1. Electronic applications for all warrants; signatures; electronic judicial**
11 **records**

12 **A. An application for any warrant or signature utilized by the judicial**
13 **branch of state government shall not be denied legal effect or enforceability**
14 **solely because it is in electronic form. Any such application, signature or record**
15 **in electronic form shall have the full effect of law.**

16 **B. If a law requires the application for any warrant to be in writing, an**
17 **electronic record shall satisfy the law.**

18 **C. If a law requires a signature, an electronic signature satisfies the law.**

19 **D. Any application used to attach a digital signature to any warrant or**
20 **affidavit must have security procedures in place that insure the authenticity of**
21 **the digital signature. The application must also be able to keep an electronic**
22 **record of the warrant or affidavit, including the time and date of when the**
23 **signature was attached. The application must also include encryption measures**
24 **to ensure secure access of the application.**

25 **E. Unless otherwise agreed to by a sender of a warrant application and**

1 the judiciary, an electronic record is received when:

2 (1) The record enters an information-processing system that the local
3 court rules have designated and approved for the purpose of receiving
4 electronic applications for warrants and from which the recipient is able to
5 retrieve the electronic record.

6 (2) It is in a form capable of being processed by the system.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____