

Regular Session, 2012

SENATE BILL NO. 452

BY SENATOR WALSWORTH

CRIMINAL RECORDS. Provides that members of the press have access to booking photographs. (8/1/12)

1 AN ACT
2 To enact R.S. 44:3(A)(4)(b)(viii), relative to public records; to provide with respect to
3 records of prosecutive, investigative, and law enforcement agencies, and
4 communications districts; to provide relative to the initial report; to provide that the
5 booking photograph of any person arrested for an alleged offense shall be subject to
6 disclosure; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 44:3(A)(4)(b)(viii) is hereby enacted to read as follows:

9 §3. Records of prosecutive, investigative, and law enforcement agencies, and
10 communications districts

11 A. Nothing in this Chapter shall be construed to require disclosures of
12 records, or the information contained therein, held by the offices of the attorney
13 general, district attorneys, sheriffs, police departments, Department of Public Safety
14 and Corrections, marshals, investigators, public health investigators, correctional
15 agencies, communications districts, intelligence agencies, or publicly owned water
16 districts of the state, which records are:

17 * * *

1 (4) * * *

2 (b) The initial report shall set forth:

3 * * *

4 **(viii) If requested pursuant to R.S. 44:1 the booking photograph of any**
5 **person arrested for an alleged offense.**

6 * * *

The original instrument was prepared by Angela Lockett De Jean. The following digest, which does not constitute a part of the legislative instrument, was prepared by Lauren Bailey.

DIGEST

Walsworth (SB 452)

Present law provides that certain records or information contained therein which are held by law enforcement agencies and communication districts will not be subject to disclosure.

Proposed law provides that if requested pursuant to present law the booking photograph of any person arrested for an alleged offense will be disclosed.

Effective August 1, 2012.

(Adds R.S. 44:3(A)(4)(b)(viii))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Senate and Governmental Affairs to the original bill

1. Clarifies the photographs are booking photographs.