

## RÉSUMÉ DIGEST

ACT 364 (HB 445)

2025 Regular Session

Villio

Existing law (Ch.C. Art. 412) relative to confidentiality of juvenile records provides that records and reports concerning all matters or proceedings before the juvenile court, except traffic violations, are confidential and shall not be disclosed except as expressly authorized by existing law.

New law retains existing law.

Prior law (Ch.C. Art. 412(M)) provided that records of juvenile criminal conduct were prohibited from being made a part of any state or local criminal background check.

New law amends prior law to provide that records of juvenile criminal conduct shall not be disseminated as a criminal background check to anyone outside of the criminal justice system as defined in existing law (R.S. 15:576(5)).

New law shall not prohibit the creation of an interoperable set of criminal justice information systems at the state and local levels pursuant to existing law (R.S. 15:575 et seq.) or preclude the dissemination of criminal history record information as defined in existing law (R.S. 15:576(2)) and to the criminal justice system as defined in existing law (R.S. 15:576(5)).

Existing law (R.S. 15:576) provides for definitions relative to the La. Bureau of Criminal Identification and Information.

New law retains existing law generally.

Existing law (R.S. 15:576(2)) defines the terms "criminal history record" or "criminal history record information".

New law retains existing law generally.

Prior law specified that "criminal history record" or "criminal history record information" did not include intelligence or investigatory purposes, nor any identification information which did not indicate involvement of the individual in the criminal justice system, or records of juvenile criminal conduct.

New law amends prior law to remove the reference to records of juvenile criminal conduct as information that is not included within the terms "criminal history record" or "criminal history record information".

Existing law (R.S. 15:579) provides for rules and regulations of the La. Bureau of Criminal Identification and Information.

New law retains existing law generally.

Prior law provided that records of juvenile criminal conduct were prohibited from being made a part of any state or local criminal background check.

New law amends prior law to provide that records of juvenile criminal conduct shall not be disseminated as a criminal background check to anyone outside of the criminal justice system as defined in existing law (R.S. 15:576(5)).

New law provides that any information on juvenile criminal conduct obtained by the bureau under existing law shall be handled in accordance with the provisions of existing law (Ch.C. Arts. 412, 414, and 917-926) and shall be made available pursuant to such provisions.

New law provides that any access and use pertaining to information on juvenile criminal conduct shall include an audit trail to maintain the integrity of the records and ensure accountability. Further provides that such trail shall include all of the following:

- (1) Who accessed the system.
- (2) When the system was accessed.
- (3) What actions were performed during access.

Effective August 1, 2025.

(Amends Ch.C. Art. 412(M) and R.S. 15:576(2) and 579; Adds Ch.C. Art. 412(P) and R.S. 15:589.1)