
DIGEST

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HB 843 Original

2026 Regular Session

Boyd

Abstract: Enacts the Sexual Assault Survivor Empowerment and Privacy Protection Act that restricts access to the personal information of protected individuals.

Proposed law provides for definitions. Specifically defines "protected individuals" as individuals who are the victims of a sexual offense.

Proposed law permits a protected individual to request a governmental entity or third party to remove a protected individual's personal information.

Proposed law requires that a request to not publish the protected individual's personal information or to remove the protected individual's personal information from any existing publication be in writing and sent by certified mail or email. Provides further that the request provide sufficient information to confirm that the requester is a protected individual.

Proposed law provides that not later than five days after receiving a request as provided by proposed law, a governmental entity shall promptly acknowledge receipt of the request in writing by certified mail or by email and take steps reasonably necessary to ensure that the personal information is not published. Provides for the removal of the personal information within 72 hours after receipt of the request if the personal information is already published.

Proposed law provides that a third party to whom a request is made shall provide for the removal of the personal information within 72 hours after receipt of the request and notify the protected individual by certified mail or by email of the removal.

Proposed law provides for injunctive or declaratory relief, together with attorney fees for violations of proposed law by a governmental entity. Provides for injunctive or declaratory relief, together with attorney fees or damages incurred as a result of a violation of proposed law by third parties.

Proposed law provides that a person shall not knowingly publish the personal information of a protected individual if he knows or reasonably should know that publishing the personal information poses an imminent and serious threat to the protected individual, and the publishing of the personal information results in:

- (1) An assault in any degree.

- (2) Harassment.
- (3) Trespass.
- (4) Malicious destruction of property.

Proposed law provides that a person who violates proposed law is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 18 months or a fine not exceeding \$5,000, or both.

Proposed law allows publication from records publicly posted by the office of the secretary of state.

(Adds R.S. 44:24)