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HOUSE FLOOR AMENDMENTS

2026 Regular Session

Amendments proposed by Representative Spell to Engrossed House Bill No. 1247 by Representative Spell

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" delete the remainder of the line and delete line 3 in its
3 entirety and insert "R.S. 15:622(A)(introductory paragraph) and (3) through (5),
4 624(A)(1)(introductory paragraph) and (B) through (D), and 624.1(B)(2), (C), and (I), R.S.
5 44:4.1(B)(27), and R.S. 46:1842(introductory paragraph) and (14), to enact R.S.
6 15:555(A)(18), 557, 622(A)(6) and (7), and 624(E) and (F), Part"

7 AMENDMENT NO. 2

8 On page 1, line 5, after "1228.11," and before "and to repeal" insert "and R.S. 46:1842(20)
9 and (21),"

10 AMENDMENT NO. 3

11 On page 2, delete lines 2 through 4 in their entirety and insert the following:

12 "Section 1. R.S. 15:622(A)(introductory paragraph) and (3) through (5),
13 624(A)(1)(introductory paragraph) and (B) through (D), and 624.1(B)(2), (C), and (I) are
14 hereby amended and reenacted and R.S. 15:555(A)(18), 557, 622(A)(6) and (7), and 624(E)
15 and (F) are hereby enacted to read as follows:"

16 AMENDMENT NO. 4

17 On page 4, between lines 11 and 12, insert the following:

18 "§622. Sexual assault collection kits
19 A. As used in this Section, the following terms have the following meanings:

20 * * *
21 (3) "Reported sexual assault collection kit" means a sexual assault collection
22 kit collected from a survivor who has reported the crime to law enforcement and
23 affirmatively requests that the case proceed as a criminal investigation and potential
24 prosecution of the suspect.

25 ~~(3) (4) "Sexual assault collection kit" means a human biological specimen~~
26 ~~or specimens collected by a health care provider during a forensic medical~~
27 ~~examination from the victim of a sexually oriented criminal offense the human~~
28 ~~biological specimens and associated evidence collected by a healthcare provider~~
29 ~~during a forensic medical examination for the purpose of documenting, preserving,~~
30 ~~and analyzing evidence of a sexual assault, and means the standardized sexual~~
31 ~~assault collection kit issued by the Louisiana State Police.~~

32 ~~(4) (5) "Sexually oriented criminal offense" shall have~~ has the same meaning
33 as sex offense as defined in R.S. 15:541~~(24)~~.

34 (6) "Unreported sexual assault collection kit" means a sexual assault
35 collection kit collected from a survivor who declines to report the crime to law
36 enforcement at the time of the examination and requests that no criminal
37 investigation or prosecution be initiated, while retaining the right to report the crime

1 and convert the kit to a reported status at any time within the twenty-year retention
2 period.

3 ~~(5)~~ (7) "Untested sexual assault collection kit" means a sexual assault
4 collection kit that has not been submitted to the Louisiana State Police Crime
5 Laboratory or a similar qualified laboratory for either a serology or deoxyribonucleic
6 acid (DNA) test.

7 * * *

8 AMENDMENT NO. 5

9 On page 5, delete lines 22 through 29 in their entirety and insert the following:

10 "(2) "Reported sexual assault collection kit" means ~~a kit that contains a~~
11 ~~human biological specimen or specimens collected during a forensic medical~~
12 ~~examination from the victim of a sexually oriented criminal offense who reported the~~
13 ~~crime to law enforcement~~ a sexual assault collection kit collected from a survivor
14 who has reported the crime to law enforcement and affirmatively requests that the
15 case proceed as a criminal investigation and potential prosecution of the suspect.

16 (3) "Sexual assault collection kit" means ~~a kit that is designed to assist in the~~
17 ~~preservation of a human biological specimen or specimens collected during a~~
18 ~~forensic medical examination from the victim of a sexually oriented criminal offense~~
19 the human biological specimens and associated evidence collected by a healthcare
20 provider during a forensic medical examination for the purpose of documenting,
21 preserving, and analyzing evidence of a sexual assault, and means the standardized
22 sexual assault collection kit issued by the Louisiana State Police."

23 AMENDMENT NO. 6

24 On page 6, delete lines 3 through 6 in their entirety and insert the following:

25 "(5) "Unreported sexual assault collection kit" means ~~a kit that contains a~~
26 ~~human biological specimen or specimens collected during a forensic medical~~
27 ~~examination from the victim of a sexually oriented criminal offense who declined~~
28 ~~to report the crime to law enforcement~~ sexual assault collection kit collected from
29 a survivor who declines to report the crime to law enforcement at the time of the
30 examination and requests that no criminal investigation or prosecution be initiated,
31 while retaining the right to report the crime and convert the kit to a reported status
32 at any time within the twenty-year retention period.

33 §624.1. Submission of sexual assault collection kits

34 * * *

35 B. The statewide sexual assault collection kit tracking system shall:

36 * * *

37 (2) Designate sexual assault collection kits as unreported sexual assault
38 collection kits or reported sexual assault collection kits.

39 * * *

40 C. The office of state police may phase in initial participation according to
41 region or volume of sexual assault collection kits.

42 * * *

43 I. For the purposes of this Section, the following terms have the following
44 meanings:

45 (1) "Reported sexual assault collection kit" means a sexual assault collection
46 kit ~~where a law enforcement agency has received a related report or complaint~~
47 ~~alleging that a sexual assault or other crime occurred~~ collected from a survivor who
48 has reported the crime to law enforcement and affirmatively requests that the case
49 proceed as a criminal investigation and potential prosecution of the suspect.

50 (2) "Sexual assault collection kit" ~~includes all evidence collected during a~~
51 ~~sexual assault medical forensic examination~~ means the human biological specimens
52 and associated evidence collected by a healthcare provider during a forensic medical

1 examination for the purpose of documenting, preserving, and analyzing evidence of
 2 a sexual assault, and means the standardized sexual assault collection kit issued by
 3 the Louisiana State Police.

4 (3) "Unreported sexual assault collection kit" means a sexual assault
 5 collection kit ~~where a law enforcement agency has not received a related report or~~
 6 ~~complaint alleging that a sexual assault has occurred~~ collected from a survivor who
 7 declines to report the crime to law enforcement at the time of the examination and
 8 requests that no criminal investigation or prosecution be initiated, while retaining the
 9 right to report the crime and convert the kit to a reported status at any time within the
 10 twenty-year retention period."

11 AMENDMENT NO. 7

12 On page 6, line 8, change "1228.10" to "1228.11"

13 AMENDMENT NO. 8

14 On page 7, delete lines 20 and 21 in their entirety and insert the following:

15 "(5) "Reported sexual assault collection kit" means a sexual assault
 16 collection kit collected from a survivor who has reported the crime to law
 17 enforcement and affirmatively requests that the case proceed as a criminal
 18 investigation and potential prosecution of the suspect.

19 (6) "Sexual assault collection kit" means the human biological specimens and
 20 associated evidence collected by a healthcare provider during a forensic medical
 21 examination for the purpose of documenting, preserving, and analyzing evidence of
 22 a sexual assault, and means the standardized sexual assault collection kit issued by
 23 the Louisiana State Police."

24 AMENDMENT NO. 9

25 On page 7, at the beginning of line 22, change "(6)" to "(7)"

26 AMENDMENT NO. 10

27 On page 7, at the beginning of line 24, change "(7)" to "(8)"

28 AMENDMENT NO. 11

29 On page 8, delete lines 1 through 3 in their entirety and insert the following:

30 "(9) "Unreported sexual assault collection kit" means a sexual assault
 31 collection kit collected from a survivor who declines to report the crime to law
 32 enforcement at the time of the examination and requests that no criminal
 33 investigation or prosecution be initiated, while retaining the right to report the crime
 34 and convert the kit to a reported status at any time within the twenty-year retention
 35 period."

36 AMENDMENT NO. 12

37 On page 8, line 15, after "Department" and before "Health" insert "of"

38 AMENDMENT NO. 13

39 On page 12, at the beginning of line 4, after "occurred" and before the period "." insert "for
 40 the purpose of transferring the reported sexual assault collection kit to the law enforcement
 41 agency"

1 AMENDMENT NO. 14

2 On page 12, line 7, after "agency" and before the period "." insert "for the purpose of
3 transferring the reported sexual assault collection kit to the law enforcement agency"

4 AMENDMENT NO. 15

5 On page 13, line 15, after "No" and before "sexual" insert "unreported"

6 AMENDMENT NO. 16

7 On page 13, at the end of line 22, insert "An unreported sexual assault collection kit shall be
8 transferred to the law enforcement agency with jurisdiction solely for the purpose of secure
9 storage for the duration required by law. The initiation of a criminal investigation or
10 submission of the unreported sexual assault collection kit to a forensic laboratory is not
11 required unless the survivor elects to report the incident."

12 AMENDMENT NO. 17

13 On page 13, line 27, change "R.S. 15:622(2)" to "R.S. 15:622(A)(2)"

14 AMENDMENT NO. 18

15 On page 16, between lines 22 and 23, insert the following:

16 "Section 4. R.S. 46:1842(introductory paragraph) and (14) are hereby amended and
17 reenacted and R.S. 46:1842(20) and (21) are hereby enacted to read as follows:

18 §1842. Definitions

19 In this Chapter, the following terms have the following meanings:

20 * * *

21 (14) "Sexual assault collection kit" ~~has the same meaning as provided in R.S.~~
22 ~~15:624~~ means the human biological specimens and associated evidence collected by
23 a healthcare provider during a forensic medical examination for the purpose of
24 documenting, preserving, and analyzing evidence of a sexual assault, and means the
25 standardized sexual assault collection kit issued by the Louisiana State Police.

26 * * *

27 (20) "Reported sexual assault collection kit" means a sexual assault
28 collection kit collected from a survivor who has reported the crime to law
29 enforcement and affirmatively requests that the case proceed as a criminal
30 investigation and potential prosecution of the suspect.

31 (21) "Unreported sexual assault collection kit" means a sexual assault
32 collection kit collected from a survivor who declines to report the crime to law
33 enforcement at the time of the examination and requests that no criminal
34 investigation or prosecution be initiated, while retaining the right to report the crime
35 and convert the kit to a reported status at any time within the twenty-year retention
36 period."

37 AMENDMENT NO. 19

38 On page 16, between lines 24 and 25, insert the following:

39 "Section 6. The Louisiana State Law Institute is hereby authorized and directed to
40 alphabetize and renumber the Paragraphs of R.S. 46:1842 so as to properly place in
41 alphabetical order R.S. 46:1842(20) and (21) as enacted by this Act."

42 AMENDMENT NO. 20

43 On page 16, at the beginning of line 25, change "Section 6." to "Section 7."