ACT No. 33

SENATE BILL NO. 53

BY SENATOR BASS

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

AN ACT

2	To amend and reenact R.S. 15:1310(B)(1) and to enact R.S. 15:1302(21) and 1310(D)(1)(f),
3	relative to electronic surveillance; to provide relative to warrants for interception of
4	communications; to provide definitions; to provide relative to warrant requests; and
5	to provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 15:1310(B)(1) is hereby amended and reenacted and R.S.
8	15:1302(21) and 1310(D)(1)(f) are hereby enacted to read as follows:
9	§1302. Definitions
10	As used in this Chapter:
11	* * *
12	(21) "Monitoring post" means a secure Department of Public Safety and
13	Corrections facility, including a Louisiana State Police facility, having
14	investigative control over the intercept, regardless of geographic location.
15	* * *
16	§1310. Procedure for interception of wire, electronic, or oral communications
17	* * *
18	B.(1) If statements of an identified or unidentified informant are relied upon
19	in the application as a basis for establishing that there are reasonable grounds to
20	believe that an offense has been, is being, or is about to be committed, the
21	application shall set forth the factual basis for the affiant's belief that the informant
22	is credible and that the information has been obtained in a reliable manner. The
23	judge considering the application may order that the informant shall be presented
24	to the judge and be sworn to afford the judge opportunity to inquire if the statements
25	made in the application are true. The and the application shall so state that the
26	informant was presented to the judge and sworn for such purpose if so ordered. This

provision shall not affect the privileged character of the identity of an informant.

1 Nothing herein shall be construed to require the identification of a confidential 2 informant. 3 4 D.(1) Each order authorizing or approving the interception of any wire, 5 electronic, or oral communication shall specify: 6 7 (f) The specific location of the monitoring post. 8 9 Section 2. The Louisiana State Law Institute is hereby directed to alphabetize the 10 definitions provided in R.S. 15:1302 as amended by this Act. PRESIDENT OF THE SENATE SPEAKER OF THE HOUSE OF REPRESENTATIVES GOVERNOR OF THE STATE OF LOUISIANA

ENROLLED

SB NO. 53

APPROVED: _____