

ACT No. 46

2025 Regular Session

HOUSE BILL NO. 23

BY REPRESENTATIVE MUSCARELLO

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AN ACT

To amend and reenact Code of Criminal Procedure Article 892(C) and to enact R.S. 15:1228.10, relative to post-sentence statements and documents; to provide for the submission of certain statements to the Department of Public Safety and Corrections; to authorize the adoption of standards and policies adopted by the Integrated Criminal Justice Information System Policy Board for the electronic transmission of criminal justice data; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Article 892(C) is hereby amended and reenacted to read as follows:

Art. 892. Post-sentence statement by sheriff; accompanying documents

* * *

C.(1) All statements and documents required by this Article shall physically accompany any defendant when said defendant is transferred to a penal institution or a mental institution or mental hospital. Said documents and statements shall be tendered to the officer in charge of the institution at the time that the defendant is presented for admittance thereto.

(2) For defendants who have been convicted of a felony and committed to the Department of Public Safety and Corrections, all statements and documents required by this Article shall be submitted electronically in accordance with R.S. 15:1228.10.

* * *

1 Section 2. R.S. 15:1228.10 is hereby enacted to read as follows:

2 §1228.10. Electronic submission of criminal justice data; ICJIS broker system

3 A. Any criminal justice agency required to submit criminal justice data shall
4 do so electronically through the Integrated Criminal Justice Information System
5 broker system (ICJIS).

6 B. All electronic data transmissions shall comply with the standards,
7 protocols, and policies adopted by the ICJIS Policy Board, including technical
8 specifications, security requirements, and certification procedures.

9 C. Until such time as the ICJIS broker system is fully operational for a
10 particular data exchange pathway, each agency shall retain discretion regarding the
11 method of transmission for its data submissions. Agencies shall, however, make
12 reasonable and continuous efforts to conform interim practices to ICJIS standards
13 and prepare for full integration upon broker system readiness.

14 D. Each agency shall be responsible for ensuring the accuracy, completeness,
15 and timeliness of the criminal justice data it submits. In the event errors or
16 omissions are discovered by the receiving agency or by ICJIS, the submitting agency
17 shall correct and resubmit the data without undue delay, consistent with ICJIS
18 standards.

19 E. Any agency that is unable to comply with ICJIS data submission
20 requirements shall submit a report to the policy board in accordance with ICJIS
21 promulgated policies and standards. The policy board shall monitor compliance and
22 may recommend technical support or, if necessary, suspension of electronic data
23 exchange privileges pending remediation.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____