

Regular Session, 2014

HOUSE BILL NO. 259

BY REPRESENTATIVE CHAMPAGNE

CRIMINAL/RECORDS: Provides relative to arrest records provided to institutions of postsecondary education requesting criminal history information on a prospective employee

1 AN ACT

2 To amend and reenact R.S. 15:587.2(B), relative to criminal history information; to provide
3 relative to criminal history records requested by institutions of postsecondary
4 education; to provide relative to the type of arrest records provided to institutions of
5 postsecondary education; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 15:587.2(B) is hereby amended and reenacted to read as follows:

8 §587.2. Institutions of postsecondary education; criminal history information

9 * * *

10 B. When a criminal history records check is requested pursuant to
11 Subsection A of this Section, the institution of postsecondary education shall be
12 provided with state or national criminal history record information, or both, from the
13 Louisiana Bureau of Criminal Identification and Information and the Federal Bureau
14 of Investigation relative to the applicant prospective employee whose fingerprints
15 have been obtained by the institution pursuant to this Section. The Bureau of
16 Criminal Identification and Information shall, upon request and after receipt of
17 fingerprint cards and other identifying information as required by the bureau from
18 the institution, make available to the institution all prior arrests for any sex offense,
19 aggravated offense, or any sexual offense against a victim who is a minor as defined

1 in R.S. 15:541 or any crime of violence as ~~defined~~ enumerated in R.S. 14:2(B) and
 2 conviction information for any offense contained in the bureau's criminal history
 3 record and identification files, which pertains to the applicant or prospective
 4 employee, including convictions dismissed pursuant to Code of Criminal Procedure
 5 Article 893 or 894. In addition, when the institution of postsecondary education
 6 requests such criminal history record information, the bureau shall forward the
 7 fingerprints to the Federal Bureau of Investigation for a national criminal history
 8 check and make such conviction information available to the institution, which
 9 pertains to the applicant or prospective employee.

10 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Champagne HB No. 259

Abstract: Provides relative to the types of arrest records provided to institutions of postsecondary education requesting criminal history information on an applicant or prospective employee.

Present law provides that when an institution of postsecondary education requests a criminal history records check on an applicant prospective employee, the Bureau of Criminal Identification and Information shall make available to the institution all prior arrests for any sex offense as defined in R.S. 15:541 or any crime of violence as defined in R.S. 14:2.

Proposed law adds arrests for any aggravated offense or any sexual offense against a victim who is a minor as defined by present law (R.S. 15:541) to the types of criminal history records that are to be provided to institutions of postsecondary education.

(Amends R.S. 15:587.2(B))