

2017 Regular Session

HOUSE BILL NO. 276

BY REPRESENTATIVE JAMES

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

LAW ENFORCE/OFFICERS: Provides relative to law enforcement officers while under officer-involved incident investigations

1 AN ACT

2 To amend and reenact R.S. 40:2531(B)(4)(b), relative to law enforcement officers; to
3 provide for officer-involved incidents; to provide relative to securing representation
4 for officer-involved incident investigations; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:2531(B)(4)(b) is hereby amended and reenacted to read as
7 follows:

8 CHAPTER 25. RIGHTS OF LAW ENFORCEMENT OFFICERS

9 WHILE UNDER INVESTIGATION

10 §2531. Applicability; minimum standards during investigation; penalties for failure
11 to comply

12 * * *

13 B. Whenever a police employee or law enforcement officer is under
14 investigation, the following minimum standards shall apply:

15 * * *

16 (4)

17 * * *

18 (b) ~~The (i)~~ Except as otherwise provided in this Subparagraph, the police
19 employee or law enforcement officer shall be granted up to thirty days to secure such
20 representation, during which time all questioning shall be suspended.

incident investigations. Proposed law further provides that if the police employee or law enforcement officer is confined to a medical facility due to injury or illness related to the officer-involved incident, or if two or more officers are involved in the officer-involved incident, the police employees or law enforcement officers have 30 days to secure representation.

(Amends R.S. 40:2531(B)(4)(b))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Judiciary to the original bill:

1. Remove all provisions related to administrative leave with and without pay.
2. Allow a police employee or law enforcement officer confined to a medical facility due to injury or illness related to the officer-involved incident, or two or more officers involved in the same officer-involved incident, up to 30 days to secure representation.
3. Make technical amendments.