

Regular Session, 2009

HOUSE BILL NO. 311

BY REPRESENTATIVE WHITE

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

**PUBLIC RECORDS:** Provides for an exemption from public records for certain internal affairs records of law enforcement agencies

1 AN ACT

2 To enact R.S. 44:3(A)(introductory paragraph) and (8), relative to certain records of  
3 prosecutive, investigative, law enforcement agencies, and communications districts;  
4 to provide an exemption to the public records laws for certain records relative to  
5 internal affairs investigations; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 44:3(A)(introductory paragraph) and (8) is hereby enacted to read as  
8 follows:

9 §3. Records of prosecutive, investigative, and law enforcement agencies, and  
10 communications districts

11 A. Nothing in this Chapter shall be construed to require disclosures of  
12 records, or the information contained therein, held by the offices of the attorney  
13 general, district attorneys, sheriffs, police departments, Department of Public Safety  
14 and Corrections, marshals, investigators, public health investigators, correctional  
15 agencies, communications districts, intelligence agencies, or publicly owned water  
16 districts of the state, which records are any of the following:

17 \* \* \*

18 (8) Information and documents held by a district attorney, sheriff, police  
19 department, or other law enforcement agency which pertain to any internal affairs  
20 investigation of a law enforcement officer; however, if the internal affairs



employees, officers, or agents of the Dept. of Public Safety and Corrections, office of state police. Proposed law retains present law.

(Adds R.S. 44:3(A)(intro. para.) and (8))