

# THE DISPATCH

FIGHTING CRIME BY KEEPING YOU INFORMED

JULY 2022

## WE ARE ADJOURNED, SINE DIE

The 2022 legislative session began on March 14, 2022, and ended on June 6, 2022. This was a harrowing session, which was interrupted by a veto session. The legislators were primed for battle and ready to tackle some very hot button issues. There were bills to create new crimes, increase sentencing for certain crimes, and even a bill to lower the age back to 17 (this bill did not pass). A list of some of the bills that passed with a brief summary of each are included below. If there are any bills you are interested in or want more information about, please contact Sarah Tirrell at LDAA Headquarters at [SARAH@LDAA.ORG](mailto:SARAH@LDAA.ORG) or 225.343.0171.

## 2022 LEGISLATIVE WRAP-UP

### **ACT 137 (HB 212)**

This act excludes fentanyl test strips from the definition of drug paraphernalia. This act is effective 8/1/2022.

### **ACT 499 (HB 775)**

This act excludes devices used for smoking marijuana from the definition of drug paraphernalia if the person in possession has a medical marijuana recommendation and has the medical marijuana. This act is effective 8/1/2022.

### **ACT 478 (HB 234)**

This act creates the crime of smoking or vaping marijuana in a vehicle. This is only a secondary violation. This act is effective 8/1/2022.

### **ACT 671 (SB 315)**

This act adds distribution of heroin to the COV list if the distribution resulted in serious bodily injury. It also adds distribution of fentanyl and carfentanil to the COV list if the distribution resulted in serious bodily injury. This act is effective 8/1/2022.

### **ACT 334 (HB 377)**

This act requires all sheriffs, chiefs of police, and every other chief officer of a law enforcement agency to fingerprint all persons arrested for a DWI whether state or local. There is an exception of the fingerprint system at the prison is unavailable. This act is effective 8/1/2022.

### **ACT 393 (HB 825)**

This act repeals the provisions that limited an LPN's ability to do a blood draw only under court order or subpoena. This act is effective 8/1/2022.

### **ACT 473 (HB 629)**

This act prohibits law enforcement from searching a residence without a warrant based purely on the smell of Marijuana. This act is effective 8/1/2022.

### **ACT 384 (HB 361)**

This act allows for a judge in the jurisdiction where the criminal investigation is being conducted to issue a warrant for medical records that are located in another jurisdiction. This was an LDAA member bill. This act is effective 8/1/2022.

### **ACT 702 (SB 393) & ACT 465 (HB 365)**

These acts add possession of a firearm by a felon to the COV list if the offender has a prior conviction for a COV and possesses a firearm while committing another COV. These acts were effective 6/15/2022 and 6/18/2022.

### **ACT 587 (HB 463)**

This act removes switchblades and other similar knives from the prohibition of concealing them on your person under 14:95. This act is effective 8/1/2022.

### **ACT 621 (HB 409)**

This act allows law enforcement to book an offender in jail instead of issuing a summons when the officer has reason to believe the offense was domestic in nature. This act is effective 8/1/2022.

### **ACT 127 (SB 70)**

This act creates the new crime of theft of a catalytic converter or engine control module. There are misdemeanor and felony grades, and it includes an enhancement provision. This act is effective 8/1/2022.

### **ACT 45 (HB 322)**

This act allows for the damages to be aggregated in criminal damages cases to bring the amount to a felony level. This was an LDAA member bill. This act is effective 8/1/2022.

### **ACT 220 (HB 447)**

This act creates the new crime of Carjacking; recruitment of juveniles. The bill adds a new penalty for anyone over 17 who solicits anyone under 18 to commit a carjacking. This act is effective 8/1/2022.



**Blue to Gold Training – Advanced Search and Seizure** | October 25-27, 2022  
Louisiana District Attorneys Association Headquarters – Baton Rouge, LA

**LDAA Fall Seminar** | December 14-16, 2022  
New Orleans Marriott Warehouse Arts District Hotel – New Orleans, LA

**Desert Snow Criminal Interdiction Workshop** | January 24-26, 2023  
Louisiana District Attorneys Association Headquarters – Baton Rouge, LA



***For additional information on training programs, simply access the LDAA website at [WWW.LDAA.ORG](http://WWW.LDAA.ORG)***

As always, if you have any issues, additions, or corrections, please contact LDAA Headquarters. Also, if you have any suggestions for articles, please contact DART at 2525 Quail Drive, Baton Rouge, LA 70808-9042, Phone (225) 343-0171, Fax (225) 387-0237, or via e-mail at SARAH@LDAA.ORG

### **ACT 129 (SB 136)**

This act adds battery of emergency room personnel to the COV list. It also expands the definition of “healthcare professional” and adds an enhancement provision. This bill also creates the crimes of Assault on emergency room personnel and Unlawful disruption of the operation of a healthcare facility. This act is effective 8/1/2022.

### **ACT 493 (HB 706)**

This act creates the new crime of menacing which is a lesser grade of terrorizing. This was an LDAA member bill. This act is effective 8/1/2022.

### **ACT 468 (HB 371)**

This act amends the battery of a police officer and resisting a police officer with force or violence to include juvenile detention facility officers. This act is effective 8/1/2022.

## **TRAINING OPPORTUNITIES**

### **BLUE TO GOLD TRAINING**



The LDAA will be hosting a Blue to Gold Search and Seizure training on **October 25-27, 2022**, at LDAA Headquarters in Baton Rouge. This seminar will cover Advanced Search and Seizure, Advanced Interview and Interrogation, and Bulletproof Report Writing. This training has been well attended in the past and offered a lot of pertinent and useful information for both law enforcement and prosecutors. The link to register for the 2022 training is:

[Baton Rouge, Louisiana — Blue to Gold | Training](#)



The LDAA is welcoming back Desert Snow in 2023. The 3-day hands-on Criminal Interdiction Workshop provides great training and is ideal for officers working interdiction or for any officer who will ever need to search a vehicle. The workshop includes 16 hours of classroom training and 8 hours of hands-on skills training, which covers criminal interdiction, roadside conversation skills, vehicle concealments, and different concealment methods. The workshop is scheduled for **January 24-26, 2023**. For more information on the program and/or to register, go to the [Desert Snow](#) website.

*“The opinions, findings, and conclusions or recommendations expressed in this Publication/ programs/exhibition are those of the author and do not necessarily reflect the views of the Department of Justice or LCLE. This project was supported by a Edward Byrne Memorial Justice Assistant Grant (JAG) awarded by the Louisiana Commission on Law Enforcement and the Bureau of Justice Assistance, U.S. Department of Justice.”*

As always, if you have any issues, additions, or corrections, please contact LDAA Headquarters. Also, if you have any suggestions for articles, please contact DART at 2525 Quail Drive, Baton Rouge, LA 70808-9042, Phone (225) 343-0171, Fax (225) 387-0237, or via e-mail at SARAH@LDAA.ORG