

Regular Session, 2008

SENATE BILL NO. 799

BY SENATOR MCPHERSON

LAW ENFORCEMENT. Prohibits quotas for law enforcement officers. (gov sig)

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AN ACT

To enact R.S. 40:2401.1, relative to law enforcement; to provide for the prohibition of quotas; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:2401.1 is hereby enacted to read as follows:

§2401.1. Prohibition against quotas

A. (1) The state, an agency of the state, or political subdivision of the state shall not establish or maintain, formally or informally, a plan to evaluate, promote, compensate, or discipline a law enforcement officer on the basis of the officer making a predetermined or specified number of any type or combination of types of arrests.

(2) The state, an agency of the state, or a political subdivision of the state shall not require or suggest to a law enforcement officer, that the law enforcement officer is required or expected to make a predetermined or specified number of any type or combination of types of arrests within a specified period.

1 **B. (1) The state, an agency of the state, or political subdivision of the**
 2 **state shall not establish or maintain, formally or informally, a plan to evaluate,**
 3 **promote, compensate, or discipline a law enforcement officer on the basis of the**
 4 **officer's issuance of a predetermined or specified number of any type or**
 5 **combination of types of traffic citations.**

6 **(2) The state, an agency of the state, or a political subdivision of the state**
 7 **shall not require or suggest to a law enforcement officer, that the law**
 8 **enforcement officer is required or expected to issue a predetermined or**
 9 **specified number of any type or combination of types of traffic citations within**
 10 **a specified period.**

11 **C. This Section shall not prohibit a municipality from obtaining**
 12 **budgetary information from a municipal court or a municipal court of record,**
 13 **including an estimate of the amount of money the court anticipates will be**
 14 **collected in a budget year.**

15 Section 2. This Act shall become effective upon signature by the governor or, if not
 16 signed by the governor, upon expiration of the time for bills to become law without signature
 17 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 18 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 19 effective on the day following such approval.

The original instrument was prepared by Michael Bell. The following digest,
 which does not constitute a part of the legislative instrument, was prepared
 by Linda Nugent.

DIGEST

McPherson (SB 799)

Proposed law prohibits the state, an agency of the state or political subdivision of the state from establishing or maintaining a plan to evaluate, promote, compensate, or discipline a law enforcement officer for making a predetermined or specified number of any type or combination of types of arrests. Proposed law further prohibits the requirement of a law enforcement officer from making a predetermined or specified number of any type or combination of arrests.

Proposed law prohibits the state, an agency of the state or political subdivision of the state from establishing or maintaining a plan to evaluate, promote, compensate, or discipline a law enforcement officer for making a predetermined or specified number of any type or combination of traffic citations. Proposed law further prohibits the requirement of a law enforcement officer from making a predetermined or specified number of any type or

combination of traffic citations.

Proposed law does not prohibit a municipality from obtaining budgetary information from a municipal court or a municipal court of record, including an estimate of the amount of money the court anticipates will be collected in a budget year.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 40:2401.1)

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill.

1. Technical.