

1 WHEREAS, over one hundred twenty Duncan misdemeanors are contained
2 throughout the entirety of the Louisiana Revised Statutes; and

3 WHEREAS, notwithstanding Code of Criminal Procedure Article 779, the jury
4 system in Louisiana is not structured in a manner to implement jury trials for misdemeanor
5 offenses; and

6 WHEREAS, misdemeanors with consistent penalty ranges ensure that defendants do
7 not face severe penalties for petty offenses and that district attorneys are able to prosecute
8 misdemeanors within the safeguards of due process.

9 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
10 urge and request the Louisiana State Law Institute to conduct a review of particular
11 misdemeanors, also known as "Duncan misdemeanors", that are located throughout the
12 Louisiana Revised Statutes.

13 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
14 director of the Louisiana State Law Institute.

15 BE IT FURTHER RESOLVED that the Louisiana State Law Institute shall submit
16 one print copy and one electronic copy of any report produced pursuant to this Resolution
17 to the David R. Poynter Legislative Research Library as required by R.S. 24:772.

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)]

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2025 Regular Session

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Requests the La. State Law Institute to conduct a review of particular misdemeanors, also known as "Duncan misdemeanors", that are located throughout the La. Revised Statutes.