

2026 Regular Session

HOUSE BILL NO. 289

BY REPRESENTATIVE EGAN

CRIMINAL/SENTENCING: Provides relative to the time period between conviction and sentence

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 873, relative to sentencing; to
3 provide relative to the imposition of sentence in certain circumstances; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Criminal Procedure Article 873 is hereby amended and reenacted
7 to read as follows:

8 Art. 873. Delay between conviction and sentence

9 If a defendant is convicted of a felony, at least three days shall elapse
10 between conviction and sentence. If a motion for a new trial; or in arrest of
11 judgment; is filed, sentence shall not be imposed until ~~at least twenty-four hours~~ after
12 the motion is overruled. If the defendant expressly waives a delay provided for in
13 this ~~article~~ Article or pleads guilty, sentence may be imposed immediately.

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)]

HB 289 Engrossed

2026 Regular Session

Egan

Abstract: Provides relative to the time period between conviction and sentencing.

Present law provides that if a defendant is convicted of a felony, at least three days shall elapse between conviction and sentence.

Proposed law retains present law.

Present law provides that if a motion for a new trial or in arrest of judgment is filed, the sentence shall not be imposed until at least 24 hours after the motion is overruled.

Proposed law amends present law to remove the 24-hour time period that is required for imposition of sentence after the motion is overruled. Otherwise retains present law.

(Amends C.Cr.P. Art. 873)