

2026 Regular Session

SENATE BILL NO. 321

BY SENATOR KLEINPETER

CRIMINAL PROCEDURE. Provides relative to electronic bonds. (8/1/26)

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AN ACT

To amend and reenact Code of Criminal Procedure Art. 328(C), relative to electronic bonds;
to provide for certain conditions on the use of electronic bonds; and to provide for
related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Art. 328(C) is hereby amended and reenacted
to read as follows:

Art. 328. Bail undertaking

* * *

C.(1) An electronic bond ~~may~~ **shall only** be executed in a parish where the
sheriff has electronic bond software in place. ~~Agents~~ **Only agents** ~~may be~~ approved
by the sheriff ~~to~~ **shall** execute an electronic bond. A licensed bail bond producer
applying for electronic bond authority ~~may~~ **shall** make an application to the sheriff
and shall be domiciled and maintain a principal place of business in this state and
possess a Louisiana bail bond producer license for at least three years preceding the
date of application.

(2) The approving sheriff authority may require any documents deemed

1 necessary to verify the information contained in the application.

2 **(3) Any parish that elects to implement electronic bonds shall allow both**
3 **in-person and electronic methods of posting bail bonds.**

4 **(4) When an electronic bond is used, all of the following procedures shall**
5 **be followed:**

6 **(a) The electronic bond provider shall incorporate a geo fence, which**
7 **shall not exceed ten miles from the jail facility in any direction.**

8 **(b) The electronic bail provider shall implement FACE Recognition**
9 **Liveness.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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)]

DIGEST

SB 321 Engrossed

2026 Regular Session

Kleinpeter

Present law allows for the posting of electronic bonds. Proposed law retains present law.

Proposed law requires any parish implementing the use of electronic bonds to also allow the use of in-person bonds.

Proposed law requires the provider of an electronic bond to incorporate a geo fence not to exceed 10 miles from the jail facility. Further requires the implementation of FACE Recognition Liveness.

Effective August 1, 2026.

(Amends C.Cr.P. Art. 328(C))