

2018 Regular Session

SENATE BILL NO. 208

BY SENATOR HEWITT

CRIMINAL PROCEDURE. Provides relative to bail after conviction. (gov sig)

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AN ACT

To amend and reenact Code of Criminal Procedure Art. 312(G), relative to bail; to provide relative to right to bail after conviction; to provide with respect to right to bail after conviction of a sex offense against a minor; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Art. 312(G) is hereby amended and reenacted to read as follows:

Art. 312. Right to bail before and after conviction

\* \* \*

G. After conviction of a capital offense or a sex offense where the victim is a minor, a defendant shall not be allowed bail.

\* \* \*

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

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Angela L. DeJean.

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SB 208 Original	DIGEST 2018 Regular Session	Hewitt
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Present law provides that after conviction of a capital offense, a defendant shall not be allowed bail.

Proposed law retains present law but includes a sex offense where the victim is a minor as another circumstance in which a defendant shall not be allowed bail.

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

(Amends C.Cr.P. Art. 312(G))