
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 498 Original

2023 Regular Session

Stefanski

Abstract: Establishes a mandatory minimum bail amount for certain offenses and requires a judge to provide written findings of fact and conclusions of law for setting bail in a less amount.

Proposed law requires the court to set bail in the following amounts, unless the defendant shows by clear and convincing evidence that the mandatory minimum bail amount violates present law (C.Cr.P. Art. 316, relative to factors in fixing bail):

- (1) An amount no less than \$100,000 for a crime of violence.
- (2) An amount no less than \$500,000 for a crime of violence and the defendant possessed a firearm during the commission of the crime of violence.

Proposed law further requires the judge to provide written findings of fact and conclusions of law for setting bail in an amount less than the amount provided in proposed law.

Proposed law does not apply to any defendant charged with a crime of violence for which the crime provides that a defendant shall not be admitted to bail.

(Adds C.Cr.P. Art. 315.1)