

2024 Regular Session

HOUSE RESOLUTION NO. 191

BY REPRESENTATIVE BAYHAM

A RESOLUTION

To urge and request the Louisiana State Law Institute to study and provide recommendations relative to the feasibility of statewide bail schedules and to submit a report of its findings and recommendations to the legislature no later than thirty days before the convening of the 2025 Regular Session.

WHEREAS, Article I, Section 18 of the Constitution of Louisiana provides for the right to bail; and

WHEREAS, Title VIII of the Code of Criminal Procedure provides the statutory guidelines for bail; and

WHEREAS, Code of Criminal Procedure Article 314 provides the following magistrates with the authority to fix bail:

- (1) District courts and their commissioners having criminal jurisdiction, in all cases.
- (2) City or parish courts and municipal and traffic courts of New Orleans having criminal jurisdiction, in noncapital cases.
- (3) Mayor's courts and traffic courts in criminal cases within their trial jurisdiction.
- (4) Juvenile and family courts in criminal cases within their trial jurisdiction.
- (5) Justices of the peace in cases not capital or necessarily punishable at hard labor;

and

WHEREAS, Code of Criminal Procedure Article 315 provides that in noncapital felony cases, a bail schedule according to the offense charged may be fixed by a district court and in misdemeanor cases, a bail schedule according to the offense charged may be fixed by a district, parish, or city court for offenses committed within its trial jurisdiction; and

WHEREAS, the development of fixed schedules of bail applicable to all sixty-four parishes provides uniformity relative to bail hearings within this state, regardless of the parish where a criminal offense occurs.

THEREFORE, BE IT RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby urge and request the Louisiana State Law Institute to study and provide recommendations relative to the feasibility of statewide bail schedules and to submit a report of its findings and recommendations to the legislature no later than thirty days before the convening of the 2025 Regular Session.

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

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

---

SPEAKER OF THE HOUSE OF REPRESENTATIVES