
DIGEST

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HB 516 Original

2025 Regular Session

Adams

Abstract: Provides relative to the office of the state public defender.

Present law provides for the office of the state public defender.

Proposed law amends provisions in the Code of Criminal Procedure, Children's Code, and Titles 9, 11, 13, 15, 22, 36, 42, and 46 of the La. Revised Statutes of 1950 regarding probation, procedure, programs, commissions, children in need of care, limitation of liability, retirement, judicial funds, courts, rulemaking and responsibilities pertaining to the office of state public defender, indigent representation, disposition of fines and forfeitures, bail bonds, the executive branch of state government, and ethical standards for public servants to reflect the proposed law change in reference of "La. Public Defender Board" to "the office of the state public defender" and of "indigent defender program" to "district public defender office".

Present law (R.S. 15:165) provides for methods of delivery of public defender services.

Proposed law retains present law.

Present law (R.S. 15:165(B)(1)(b)) provides that all appointments by a district public defender to deliver public defender services in each district shall be on a successive, rotational basis by case-type certification.

Proposed law retains present law.

Present law further provides that deviations from the board's list shall be permitted only to comply with present law (C.Cr.P. Art. 512) and in exceptional circumstances upon approval of the office upon recommendation of the district public defender.

Proposed law removes this provision of present law.

Present law (R.S. 15:186.6) provides for the implementation of the Safe Return Representation Fund.

Proposed law retains present law.

Present law (R.S. 15:186.6(A)) provides that the La. Public Defender Board may implement the program incrementally, but full statewide implementation shall be completed not later than July 1, 2017.

Proposed law removes this provision of present law.

(Amends R.S. 9:2800.16, R.S. 11:1902(12)(c) and 1903(A)(2), R.S. 13:996.43(C), 1381.5(B)(2)(d), 2081.3, and 5951(E)(1)(b), R.S. 15:148(B)(1)(c), 161(E)(intro. para.) and (12), 162(D), 165(B)(1)(b) and (2) and (E), 169(B), 174(C), 176(C)(1), 185.2(5) and (8), 185.3(A)(2) and (B)(intro. para.), (11), (14)(b)(iii), and (19)(g), 185.4(A) and (B)(intro. para.), (2)(b), (8), and (10), 186.3(A)(2) and (B)(intro. para.), (10), (13)(c), and (18)(c), 186.4(A), 186.6(A) and (B), 571.11(L)(1)(a)(iv), (b)(iv), and (c)(iv) and (3)(d) and (M)(3), 1199.4(E)(8), 1202(A)(14), and 1442(C)(7), R.S. 22:822(B)(1)(d) and (2)(d), R.S. 36:4(B)(21), R.S. 42:1121(I), R.S. 46:2168(B)(1) and 2605.4(C)(1)(h), C.Cr.P. Arts. 895.1(B)(1) and 953, and Ch.C. Arts. 574, 575(A) and (B), 581(A)(7), and 608(B); Repeals R.S. 15:161(H))