

RÉSUMÉ DIGEST

ACT 285 (HB 58)

2026 Regular Session

Villio

Existing law provides for the right to bail before and after conviction.

Prior law required a rebuttable presumption that, after conviction of any crime punishable by imprisonment for 25 years or more that is both a sex offense and a crime of violence, the release of the convicted person would pose a danger to another person or the community and that there was a substantial risk that the person convicted might flee.

New law applies this rebuttable presumption to a person convicted of a crime punishable by imprisonment for 25 years or more that is either a sex offense or crime of violence, rather than both a sex offense and a crime of violence.

New law provides that after conviction, a defendant is prohibited from being allowed bail for any capital offense or an aggravated offense as defined in existing law (R.S. 15:541) that is committed against a victim who is a minor.

Effective August 1, 2026.

(Amends C.Cr.P. Art. 312(E)-(H); Adds C.Cr.P. Art. 312(I))