

(KEYWORD, SUMMARY, AND DIGEST as amended by Senate committee amendments)

CRIME. Provides with respect to the issuance of arrest warrants by magistrates

DIGEST

Proposed law prohibits a magistrate from issuing a warrant for arrest for any school employee for a misdemeanor act committed on school property or at a school-sanctioned event during the course and scope of employment and further authorizes the issuance of a summons.

Present law authorizes arrest without a warrant by a peace officer when the person to be arrested has committed certain offenses in his presence, certain offenses not in the presence of the officer, or the peace officer has received positive and reliable information that another peace officer from this state or another state within the U.S. holds an arrest warrant.

Present law authorizes the peace officer to enter another jurisdiction to make an arrest without a warrant when in close pursuit.

Proposed law retains present law.

Proposed law prohibits a magistrate from issuing a warrant of arrest for a school employee who commits a misdemeanor act on school property or at a school-sanctioned event during the course and scope of his employment and authorizes the issuance of a summons under such circumstances.

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

(Amends C.Cr.P. Art. 213; Adds C.Cr.P. Art. 202(F))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the reengrossed bill

1. Change prohibition on magistrates from making an arrest to issuing a warrant.
2. Add requirement that school employee be on school property or at a school-sanctioned event.