
The legislative instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement, Jr..

CONFERENCE COMMITTEE REPORT DIGEST

SB 123

2016 Regular Session

Claitor

Keyword and summary of the bill as proposed by the Conference Committee

CRIMINAL PROCEDURE. Revises and reorganizes Code of Criminal Procedure articles and Revised Statutes relative to bail. (1/1/17)

Report adopts House amendments to:

1. Make technical changes.

Report rejects House amendments which would have:

1. Changed means by which notice of a warrant of arrest is sent to a commercial surety from certified mail to regular U.S. mail.

Report amends the bill to:

1. Change means by which notice of a warrant of arrest is sent to a commercial surety from certified mail to certified mail return receipt requested.

Digest of the bill as proposed by the Conference Committee

Present law (C.Cr.P. Arts. 311 through 349.9) provides for Title VIII of the Code of Criminal Procedure with respect to bail.

Proposed law (C.Cr.P. Arts. 311 through 342) provides for a revision and reorganization of present law.

Present law (R.S. 15:85) provides relative to the failure to satisfy a judgment of bond forfeiture.

Proposed law provides for revisions with respect to failure to appear, including notice of a warrant of arrest to be sent to a commercial surety by electronic means or certified mail return receipt requested, surrender of the defendant, and the time delays for taking a suspensive appeal, as well as technical corrections to present law based on the proposed law reorganization of Title VIII of the Code of Criminal Procedure.

Present law (R.S. 22:1441) provides relative to the failure to timely satisfy a claim under a criminal bond contract.

Proposed law provides for revisions to present law with respect to failure to appear, the time delays for taking a suspensive appeal, and surrender of the defendant, as well as technical corrections to present law based on the proposed law reorganization of Title VIII of the Code of Criminal Procedure.

Effective January 1, 2017.

(Amends C.Cr.P. Arts. 311-342, R.S. 15:85, R.S. 22:1441(A)(intro. para.) and (A)(1) through (5), (C)(1), (C)(2)(intro. para.) and (C)(2)(a) through (e), and (D); adds R.S. 22:1441(C)(3) through (5); repeals C.Cr.P. Arts. 327.1, 330.1, 330.2, 330.3, 334.1, 334.2, 334.3, 334.4, 334.5, 334.6, 335.1, 335.2, 336.1, 336.2, 343, 344, 345, 346, 347, 348, 349, 349.1, 349.2, 349.3, 349.4, 349.5, 349.6, 349.7, 349.8, and 349.9)