

RÉSUMÉ DIGEST

ACT 158 (HB 351)

2019 Regular Session

Carpenter

Existing law provides that the court shall not accept a plea of guilty or nolo contendere without first addressing the defendant personally in open court and informing him of, and determining that he understands, certain things including but not limited to: the nature of the charges against him and the penalties for such offense; that he has a right to be represented by an attorney at every stage of the proceeding against him; and that if he pleads guilty or nolo contendere, he waives his right to a trial.

Existing law requires the court to inquire as to whether the defendant's willingness to plead guilty or nolo contendere results from prior discussions between the district attorney and the defendant or his attorney. Existing law further requires the disclosure of the agreement in open court or, on a showing of good cause, in camera, at the time the plea is offered.

New law retains existing law and requires the court to inquire of the defendant and his attorney whether he has been informed of all plea offers made by the state.

Effective August 1, 2019.

(Amends C.Cr.P. Art. 556.1(C))