

ACT No. 70

2020 Regular Session

HOUSE BILL NO. 178

BY REPRESENTATIVE MARINO

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AN ACT

To amend and reenact Code of Criminal Procedure Article 893(E)(1)(b), (2), (3)(c), and (4), relative to suspension and deferral of sentence and probation in felony cases; to provide relative to the deferral of a sentence for certain drug offenses; to provide relative to dismissals of prosecution; to provide that the restriction that certain dismissals may occur only twice; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Article 893(E)(1)(b), (2), (3)(c), and (4) are hereby amended and reenacted to read as follows:

Art. 893. Suspension and deferral of sentence and probation in felony cases

* * *

E.(1)

* * *

(b) The court shall not defer a sentence under this provision for an offense or an attempted offense that is designated in the court minutes as a crime of violence pursuant to Article 890.3 or that is defined as a sex offense by R.S. 15:541, involving a child under the age of seventeen years or for a violation of the Uniform Controlled Dangerous Substances Law that is punishable by a term of imprisonment of more than ~~five~~ ten years or for a violation of R.S. 40:966(A), 967(A), 968(A), 969(A), or 970(A).

