

2021 Regular Session

HOUSE BILL NO. 46

BY REPRESENTATIVES JAMES, GREEN, AND JORDAN AND SENATOR BARROW

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 701(B)(1)(a), relative to pretrial
3 motions for speedy trial; to provide relative to a defendant in continued custody; to
4 provide an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Criminal Procedure Article 701(B)(1)(a) is hereby amended and
7 reenacted to read as follows:

8 Art. 701. Right to a speedy trial

9 * * *

10 B. The time period for filing a bill of information or indictment after arrest
11 shall be as follows:

12 (1)(a) When the defendant is continued in custody subsequent to an arrest,
13 an indictment or information shall be filed within ~~forty-five~~ thirty days of the arrest
14 if the defendant is being held for a misdemeanor and within sixty days of the arrest
15 if the defendant is being held for a felony.

16 * * *

17 Section 2. This Act shall become effective January 1, 2022.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____