

2022 Regular Session

SENATE BILL NO. 71

BY SENATOR CONNICK

JUVENILES. Provides relative to the district attorney's discretion to prosecute a juvenile as an adult for certain offenses. (8/1/22)

1 AN ACT

2 To amend and reenact Children's Code Art. 305(A)(2) and (B)(3) and to enact Children's

3 Code Art. 305(A)(3), relative to criminal court jurisdiction over children; to provide

4 relative to the divestiture of the juvenile court's jurisdiction over serious crimes

5 committed by juveniles; to provide relative to the district attorney's discretion to

6 prosecute a juvenile as an adult for certain offenses; and to provide for related

7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. Children's Code Art. 305(A)(2) and (B)(3) are hereby amended and
10 reenacted and Children's Code Art. 305(A)(3) is hereby enacted to read as follows:

11 Art. 305. Divestiture of juvenile court jurisdiction; original criminal court
12 jurisdiction over children

13 A. * * *

14 (2) The district attorney shall have the discretion to file a petition

15 alleging any of the offenses listed in Subparagraph (1) of this Paragraph in the

16 juvenile court or, alternatively, to obtain an indictment. If the child is being held

17 in detention, the district attorney shall file the petition or indictment in the

