
DIGEST

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HB 500 Original

2022 Regular Session

Bacala

Abstract: Requires a contradictory hearing to be held prior to setting bail for certain persons.

Present law provides that a person released on a previously posted bail undertaking for a crime of violence which carries a minimum mandatory sentence of imprisonment upon conviction or for the production, manufacture, distribution, or dispensing or possession with intent to produce, manufacture, distribute, or dispense a controlled dangerous substance, shall not be readmitted to bail when the person previously failed to appear and a warrant for arrest was issued and not recalled or the previous bail undertaking has been revoked or forfeited.

Proposed law retains present law and provides that prior to setting bail, a contradictory hearing is required for the following circumstances:

- (a) A person is in custody and has a previous conviction for a felony crime of violence.
- (b) A person is in custody and is currently released pursuant to a bail undertaking for a felony crime of violence.
- (c) A person is in custody and was previously released by virtue of a bail undertaking posted after conviction for a crime of violence.

(Amends C.Cr.P. Art. 312(B))