SLS 22RS-711 ENGROSSED

2022 Regular Session

SENATE BILL NO. 396

BY SENATOR MORRIS

1

CRIMINAL PROCEDURE. Provides relative to a surety's bail obligation after the issuance of a notice of warrant of arrest. (8/1/22)

AN ACT

2	To amend and reenact Code of Criminal Procedure Art. 331(A)(1), relative to bail; to
3	provide relative to bail obligations after a conviction; to provide relative to the rights
4	of the district attorney; to provide relative to the obligations owed at the time of
5	conviction; to provide relative to a judgment of bond forfeiture; and to provide for
6	related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. Code of Criminal Procedure Art. 331(A)(1) is hereby amended and
9	reenacted to read as follows:
10	Art. 331. Discharge of bail obligation
11	A.(1) Upon conviction in any case, the bail undertaking shall cease and the
12	surety shall be relieved of all obligations under the bail undertaking except for
13	obligations owed and rights accrued to the state to obtain a judgment of bond
14	forfeiture pursuant to Code of Criminal Procedure Articles 335 and 336.
15	* * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Whitney Kauffeld.

DIGEST

SB 396 Engrossed

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Morris

<u>Present law</u> provides that upon conviction, a surety's obligation is relieved.

<u>Proposed law</u> provides that a surety's obligation is relieved except for obligations owed and rights accrued to the state to obtain a judgment of bond forfeiture under <u>present law</u> when the conviction occurs after the lapse of 180 days from the date of issuance of the warrant of arrest.

Effective August 1, 2022.

(Amends C.Cr.P. Art. 331(A)(1))