



1 ~~After sentencing and until final judgment, a person shall be bailable if the sentence~~  
 2 ~~actually imposed is five years or less, and the judge may grant bail if the sentence~~  
 3 ~~actually imposed exceeds imprisonment for five years.~~

4 \* \* \*

5 Section 2. Be it further resolved that this proposed amendment shall be submitted  
 6 to the electors of the state of Louisiana at the statewide election to be held on November 8,  
 7 2022.

8 Section 3. Be it further resolved that on the official ballot to be used at said election  
 9 there shall be printed a proposition, upon which the electors of the state shall be permitted  
 10 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as  
 11 follows:

12 Do you support an amendment to replace the constitutional provision  
 13 requiring bail after conviction in certain cases with a provision that after  
 14 conviction, a person may be bailable in accordance with law?

15 (Amends Const. Art. I, Sec. 18(A))

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

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#### DIGEST

SB 4 Engrossed

2022 Regular Session

Morris

Present constitution provides for mandatory granting of bail when the maximum sentence a defendant faces is less than five years, but gives the judge discretion to grant bail when the maximum sentence which may be imposed is greater than five years.

Proposed constitutional amendment deletes the provision for granting of bail after a defendant has been convicted but has not yet been sentenced, and adds that the person may be bailable in accordance with any provision of law.

Proposed constitutional amendment otherwise retains present constitution.

Specifies submission of the amendment to the voters at the statewide election to be held on November 8, 2022.

(Amends Const. Art. I, Sec. 18(A))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the original bill

1. Deletes constitutional provision that a person may be bailable after conviction and adds that a person may be bailable in accordance with any provision of law.
2. Changes proposed question to voters.