

2022 Regular Session

HOUSE BILL NO. 409

BY REPRESENTATIVE MARINO

1 AN ACT

2 To enact Code of Criminal Procedure Article 211(E), relative to summons by an officer  
3 instead of arrest and booking; to provide an exception to the issuance of a summons  
4 by an officer instead of arrest and booking when certain domestic violence crimes  
5 have occurred; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Code of Criminal Procedure Article 211(E) is hereby enacted to read as  
8 follows:

9 Art. 211. Summons by officer instead of arrest and booking

10 \* \* \*

11 E. The provisions of this Article shall not apply when the officer has  
12 reasonable grounds to believe a person committed the offense of domestic abuse  
13 battery, battery of a dating partner, violation of a protective order, stalking, or any  
14 other offense involving the use or threatened use of force or a deadly weapon upon  
15 the defendant's family members, as defined in R.S. 46:2132, upon the defendant's  
16 household member, as defined in R.S. 14:35.3, or upon the defendant's dating  
17 partner, as defined in R.S. 46:2151.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_