
DIGEST

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CONFERENCE COMMITTEE REPORT DIGEST

HB 200

2022 Regular Session

Brown

Keyword and oneliner of the instrument as it left the House

CRIMINAL/PROCEDURE: Provides relative to the presence of the defendant in misdemeanor prosecutions

Report rejects Senate amendments which would have:

1. Clarified language relative to how pleas of not guilty are entered when the defendant is not present.

Report amends the bill to:

1. Clarify when a plea of not guilty of a misdemeanor shall be allowed to be entered through counsel of record in the absence of the defendant by the filing of a sworn affidavit.

Digest of the bill as proposed by the Conference Committee

Present law requires a plea of not guilty of a misdemeanor to be entered through counsel of record and in the absence of the defendant by the filing of a sworn affidavit prior to the scheduled arraignment date.

Proposed law amends present law to provide that a plea of not guilty of a misdemeanor may be allowed to be entered through counsel of record. Further provides that a plea of not guilty of a misdemeanor shall be allowed to be entered through counsel of record in the absence of the defendant by the filing of a sworn affidavit in advance of the scheduled arraignment date.

(Amends C.Cr.P. Art. 833(B) and (C)(intro. para.))