
DIGEST

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HB 497 Original

2024 Regular Session

Fontenot

Abstract: Provides relative to the conditions of constructive surrender.

Present law provides the instances when a constructive surrender occurs.

Present law provides that a constructive surrender occurs when a surety has paid reasonable or actual costs pursuant to present law for the return of the defendant to the jurisdiction where the arrest warrant was issued.

Proposed law changes present law by providing that a surety's agreement to pay is a constructive surrender as opposed to the actual payment of reasonable or actual costs of returning the defendant.

(Amends C.Cr.P. Art. 311(4)(c))