

RÉSUMÉ DIGEST

ACT 263 (HB 269)

2024 Regular Session

Muscarello

Existing law (C.Cr.P. Art. 611) provides that the venue for a trial is where the offense is committed.

Prior law provided that if the offender was charged with certain offenses, the offense was deemed to have been committed either in the parish where the offense occurred or where the victim resided.

New law removes the defunct crime of unauthorized use of an access card and provides that if the offender is charged with a violation of existing law (R.S. 14:110), the offense is deemed to have been committed in either of the following:

- (1) The parish of the court that ordered or sentenced home incarceration, confinement, or any other legal restraint.
- (2) The parish where any act or element occurs in violation of existing law (R.S. 14:110).

Existing law (R.S. 14:110) provides for the offenses of simple and aggravated escape.

Prior law provided for an element of simple escape relative to persons who committed the offense while participating in home incarceration programs under the jurisdiction and control of the sheriffs of the respective parishes.

New law changes the term name from sheriffs of the respective parishes to law enforcement of the respective parishes.

New law amends the existing law offense of simple escape to provide for an additional element that involves the intentional alteration, destruction, removal, or disabling of electronic monitoring equipment while participating in a home incarceration program.

Effective August 1, 2024.

(Amends C.Cr.P. Art. 611(C) and R.S. 14:110(A)(2), (B)(3), and (E); Adds C.Cr.P. Art. 611(E) and R.S. 14:110(A)(4))