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## DIGEST

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HB 310 Reengrossed

2026 Regular Session

Carlson

**Abstract:** Provides for the reassignment of a defendant's case when the right to a jury trial has been waived.

Present law provides for the right of a defendant to waive a jury trial.

Proposed law retains present law.

Proposed law requires the random reassignment of a defendant's case among all the remaining judges who are assigned criminal matters within their divisions or sections immediately following the filing of the defendant's motion pursuant to present law in a district court with three or more judges who are assigned criminal matters.

Proposed law authorizes the prosecuting authority to file a written waiver of reassignment within 10 days of being served notice of the defendant's written motion to waive the jury. Further provides that waiver prohibits the reassignment of the case.

Proposed law provides that when a defendant waives trial by jury in accordance with present law (C.Cr.P. Art. 780) and the waiver results in reassignment, the filing of that waiver constitutes an interruption of the time periods provided in present law (C.Cr.P. Art. 701), and the time periods begin to run anew.

(Amends C.Cr.P. Art. 780(B))

### Summary of Amendments Adopted by House

#### The House Floor Amendments to the engrossed bill:

1. Clarify that the prosecuting authority may waive reassignment with 10 days of being served notice of the defendant's written motion to waive the jury, rather than within 10 days of the granting of a motion to waive trial by jury.
2. Provide that the defendant's waiver of a jury trial that results in a reassignment is an interruption for the purposes of the time periods provided in present law (C.Cr.P. Art. 701)