

2026 Regular Session

HOUSE BILL NO. 243

BY REPRESENTATIVE WILDER

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 682, relative to the recusal of a
3 district attorney; to provide for the notification to the attorney general; to provide for
4 the appointment of an attorney for the recused district attorney; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Code of Criminal Procedure Article 682 is hereby amended and reenacted
8 to read as follows:

9 Art. 682. Appointment of substitute for a recused district attorney

10 When a district attorney is recused, or recuses himself, the trial judge ~~shall~~
11 ~~either appoint an attorney at law, who has the qualifications of a district attorney and~~
12 ~~is not an assistant to the recused district attorney, to act in the place of the district~~
13 ~~attorney in the case, or shall notify the attorney general in writing of the recusation.~~
14 It shall be the duty of the attorney general to appoint a
15 member of his staff or a district attorney of another district to act in the place of the
16 recused district attorney. The substitute appointed for the recused district attorney
17 shall have all powers of the recused district attorney with reference to the case.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____