
DIGEST

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Lopinto

HB No. 741

Abstract: Provides for a contradictory hearing for a motion to withdraw a guilty plea and authorizes the state to waive such hearing.

Present law provides that the court may permit a plea of guilty to be withdrawn at any time before the defendant is sentenced.

Proposed law retains present law but provides that a motion to withdraw a guilty plea may only be granted after a contradictory hearing which may be waived by the state.

(Amends C.Cr.P. Art. 559(A))