

Regular Session, 2014

HOUSE BILL NO. 732

BY REPRESENTATIVE KATRINA JACKSON

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 890.1(D), relative to waiver of
3 minimum mandatory sentences; to authorize the waiver of minimum mandatory
4 sentences for certain crimes of violence; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Criminal Procedure Article 890.1(D) is hereby amended and
7 reenacted to read as follows:

8 Art. 890.1. Waiver of minimum mandatory sentences; procedure; exceptions

9 * * *

10 D. ~~Nothing in~~ The provisions of this Article shall not apply to ~~a crime of~~
11 ~~violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541 or to~~
12 any of the following crimes of violence:

- 13 (1) R.S. 14:28.1 (Solicitation for murder).
- 14 (2) R.S. 14:30 (First degree murder).
- 15 (3) R.S. 14:30.1 (Second degree murder).
- 16 (4) R.S. 14:31 (Manslaughter).
- 17 (5) R.S. 14:34.6 (Disarming of a peace officer).
- 18 (6) R.S. 14:34.7 (Aggravated second degree battery).
- 19 (7) R.S. 14:37.1 (Assault by drive-by shooting).
- 20 (8) R.S. 14:37.4 (Aggravated assault with a firearm).
- 21 (9) R.S. 14:42 (Aggravated rape).
- 22 (10) R.S. 14:42.1 (Forcible rape).
- 23 (11) R.S. 14:43 (Simple rape).
- 24 (12) R.S. 14:43.1 (Sexual battery).
- 25 (13) R.S.14:43.2 (Second degree sexual battery).

- 1 (14) R.S. 14:43.5 (Intentional exposure to AIDS virus).
- 2 (15) R.S. 14:44 (Aggravated kidnapping).
- 3 (16) R.S. 14:44.1 (Second degree kidnapping).
- 4 (17) R.S. 14:46.2 (Human trafficking).
- 5 (18) R.S.14:46.3 (Trafficking of children for sexual purposes).
- 6 (19) R.S.14:51 (Aggravated arson).
- 7 (20) R.S. 14:62.8 (Home invasion).
- 8 (21) R.S. 14:64 (Armed robbery).
- 9 (22) R.S. 14:64.4 (Second degree robbery).
- 10 (23) R.S. 14:64.3 (Armed robbery; use of firearm).
- 11 (24) R.S. 14:64.2 (Carjacking).
- 12 (25) R.S. 14:78.1 (Aggravated incest).
- 13 (26) R.S. 14:93.2.3 (Second degree cruelty to juveniles).
- 14 (27) R.S.14:128.1 (Terrorism).
- 15 (28) R.S. 14:34 (Aggravated battery).
- 16 (29) R.S. 14:37 (Aggravated assault).
- 17 (30) R.S. 14:34.1 (Second Degree Battery)
- 18 (31) R.S. 14:35.3 (Domestic Abuse Battery)
- 19 (32) R.S. 14:40.2 (Stalking)
- 20 (33) R.S. 14:64.1 (First Degree Robbery)
- 21 (34) R.S. 14:32.5 (Feticide)

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____