

2015 Regular Session

SENATE BILL NO. 27

BY SENATOR BROOME

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

DOMESTIC VIOLENCE. Prohibits suspension of sentence in certain domestic abuse cases.
(gov sig)

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 894(A)(1), relative to suspension

3 and deferral of sentence; to prohibit suspension of sentence when the defendant has

4 been convicted of domestic abuse battery; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Criminal Procedure Article 894(A)(1) is hereby amended and

7 reenacted to read as follows:

8 Art. 894. Suspension and deferral of sentence; probation in misdemeanor cases

9 A.(1) Notwithstanding any other provision of this Article to the contrary,

10 when a defendant has been convicted of a misdemeanor, except criminal neglect of

11 family, ~~or~~ stalking, **or domestic abuse battery**, the court may suspend the

12 imposition or the execution of the whole or any part of the sentence imposed,

13 provided suspension is not prohibited by law, and place the defendant on

14 unsupervised probation or probation supervised by a probation office, agency, or

15 officer designated by the court, other than the division of probation and parole of the

16 Department of Public Safety and Corrections, upon such conditions as the court may

17 fix. Such suspension of sentence and probation shall be for a period of two years or

