

ACT No. 271

2021 Regular Session

HOUSE BILL NO. 106

BY REPRESENTATIVE CARPENTER

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AN ACT

To enact Code of Criminal Procedure Article 556.1(A)(5), relative to pleas in criminal cases; to provide relative to pleas of guilty or nolo contendere in felony cases; to provide relative to duties of the court or defense counsel; to require the court or defense counsel to inform a defendant of additional consequences as a result of a guilty plea or nolo contendere; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Article 556.1(A)(5) is hereby enacted to read as follows:

Art. 556.1. Plea of guilty or nolo contendere in felony cases; ~~duty~~ duties of the court and defense counsel

A. In a felony case, the court shall not accept a plea of guilty or nolo contendere without first addressing the defendant personally in open court and informing him of, and determining that he understands, all of the following:

* * *

(5) That if he pleads guilty or nolo contendere, he may be subject to additional consequences or waivers of constitutional rights in the following areas as a result of his plea to be informed as follows:

- (a) Defense counsel or the court shall inform him regarding:
 - (i) Potential deportation, for a person who is not a United States citizen.
 - (ii) The right to vote.
 - (iii) The right to bear arms.
 - (iv) The right to due process.

