

Regular Session, 2012

HOUSE BILL NO. 760

BY REPRESENTATIVE NANCY LANDRY

BONDS/BAIL: Provides that bail for a crime of violence shall be revoked upon subsequent arrest

1 AN ACT

2 To enact Code of Criminal Procedure Article 334.4, relative to bail; to provide for the  
3 automatic revocation of bail for a crime of violence upon subsequent arrest; to  
4 prohibit the granting of bail for subsequent arrests following a revocation of bail for  
5 a crime of violence; to provide for criteria; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Code of Criminal Procedure Article 334.4 is hereby enacted to read as  
8 follows:

9 Art. 334.4. Automatic revocation of bail upon subsequent arrest; certain offenses  
10 A. Notwithstanding any other provision of law to the contrary, bail for the  
11 commission of a crime of violence shall be immediately revoked when both of the  
12 following occur:

13 (1) A person has been arrested for a crime of violence as defined in R.S.  
14 14:2(B) and is released on any type of bail for that offense.

15 (2) The person is subsequently arrested for any criminal offense.

16 B. In cases where bail has been revoked pursuant to the provisions of this  
17 Article, bail shall not be granted for the offense for which the defendant is arrested  
18 pursuant to Subparagraph (A)(2) of this Article.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Nancy Landry

HB No. 760

**Abstract:** Provides for the automatic revocation of bail for persons arrested for a crime of violence who are subsequently arrested for any criminal offense.

Present law provides for the setting of bail by the court.

Proposed law retains present law and further provides that bail shall be immediately revoked when a person has been released on bail for the commission of a crime of violence and is subsequently arrested for any criminal offense.

Proposed law further provides that bail shall not be granted for the subsequent offense for which the person is arrested following the revocation of bail for the crime of violence.

(Adds C.Cr.P. Art. 334.4)