

Regular Session, 2010
HOUSE BILL NO. 772

ACT No. 485

BY REPRESENTATIVE LOPINTO

1 AN ACT

2 To amend and reenact R.S. 15:257, relative to compulsory process; to amend provisions
3 relative to securing the presence of a material witness; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 15:257 is hereby amended and reenacted to read as follows:

7 §257. Placing material witness under bond

8 Whenever it shall appear, upon motion of the district attorney or upon motion
9 of a defendant supported by his affidavit, that the testimony of any witness is
10 essential to the prosecution or the defense, as the case may be, and ~~that there are~~
11 ~~good grounds to fear that said witness may depart or be taken from the jurisdiction~~
12 ~~of the court,~~ it is shown that it may become impracticable to secure the presence of
13 the person by subpoena, a judge, as defined in Article 931 of the Code of Criminal
14 Procedure, shall issue a warrant for the arrest of the witness. The witness shall be
15 arrested and held in the parish jail, or such other suitable place as shall be designated
16 by the court, until he gives an appearance bond as provided for defendants when
17 admitted to bail, or until his testimony shall have been given in the cause or
18 dispensed with.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____