

SENATE BILL NO. 329

BY SENATOR MORRELL

1 AN ACT

2 To enact Code of Criminal Procedure Article 334.4, relative to bail; to prohibit the release
3 of a defendant arrested for certain crimes on his own recognizance; and to provide
4 for related matters.

5 Be it enacted by the Legislature of Louisiana:

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

8 **Art. 334.4. Arrest for certain crimes; release on own recognizance prohibited**

9 **Notwithstanding any other provision of law to the contrary, any**
10 **defendant who has been arrested for any of the following crimes shall not be**
11 **released by the court on the defendant's own recognizance or on the signature**
12 **of any other person:**

13 **(1) R.S. 14:32.1 (vehicular homicide).**

14 **(2) R.S. 14:40.3 (cyberstalking), if the person has two prior convictions**
15 **for the same offense.**

16 **(3) R.S. 14:44.2 (aggravated kidnapping of a child).**

17 **(4) R.S. 14:79 (violation of protective orders), if the person has a prior**
18 **conviction for the same offense.**

19 **(5) R.S. 14:87.1 (killing a child during delivery).**

20 **(6) R.S. 14:87.2 (human experimentation).**

21 **(7) R.S. 14:93.3 (cruelty to the infirmed), if the person has a prior**
22 **conviction for the same offense.**

23 **(8) R.S. 14:98 (operating a vehicle while intoxicated), if the person has**
24 **a prior conviction for the same offense.**

25 **(9) R.S. 14:102.1(B) (aggravated cruelty to animals).**

26 **(10) R.S. 14:102.8 (injuring or killing of a police animal).**

27 **(11) The production, manufacturing, distribution, or dispensing or the**

1 possession with the intent to produce, manufacture, distribute or dispense a
2 controlled dangerous substance in violation of R.S. 40:966(B), 967(B), 968(B) or
3 969(B) or 970(B) of the Uniform Controlled Dangerous Substances Law.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____