

SENATE BILL NO. 334

BY SENATOR CLAITOR

AN ACT

To amend and reenact Code of Criminal Procedure Articles 413(B) and 414(B), and to repeal R.S. 15:114 and Code of Criminal Procedure Articles 412 and 414(C), relative to grand juries; to provide relative to jury venire and subpoena; to provide relative to the impaneling of grand juries; to provide relative to the time for impaneling grand juries; to provide relative to grand jury rotation and selection; to remove certain provisions of law that were declared unconstitutional relative to grand juries in Orleans Parish; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Articles 413(B) and 414(B) are hereby amended and reenacted to read as follows:

Art. 413. Method of impaneling of grand jury; selection of foreman

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B. The sheriff or his designee, or the clerk or a deputy clerk of court, or ~~in Orleans Parish~~ the jury commissioner shall draw indiscriminately and by lot from the envelope containing the remaining names on the grand jury venire a sufficient number of names to complete the grand jury. The envelope containing the remaining names shall be replaced into the grand jury box for use in filling vacancies as provided in Article 415. The court shall cause a random selection to be made of one person from the impaneled grand jury to serve as foreman of the grand jury.

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Art. 414. Time for impaneling grand juries; period of service

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B. ~~In parishes other than Orleans,~~ The court shall fix the time at which a grand jury shall be impaneled, but no grand jury shall be impaneled for more than

eight months, nor less than four months, except in the parish of Cameron in which the grand jury may be impaneled for a year.

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Section 2. R.S. 15:114 is hereby repealed in its entirety.

Section 3. Code of Criminal Procedure Articles 412 and 414(C) are hereby repealed in their entirety.

PRESIDENT OF THE SENATE