
DIGEST

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HB 44 Original

2017 Regular Session

Jenkins

Abstract: Provides an exception to the juvenile court's jurisdiction over adults in criminal proceedings in parishes with a population of two hundred fifty thousand or more.

Present law provides a juvenile court with exclusive original jurisdiction to try an adult for the following present law offenses:

- (1) The crime of contributing to the delinquency of children (R.S. 14:92), except for cases when an adult entices, aids, solicits, or permits the child to perform any sexually immoral act.
- (2) The crime of contributing to the delinquency or dependency of children (R.S. 14:92.1).
- (3) Any other misdemeanor enacted for the protection of the physical, moral, or mental well-being of children.
- (4) Criminal neglect of family.
- (5) The crime of improper supervision of a minor by parent or legal custodian (R.S. 14:92.2).

Present law provides that if the defendant in any of these cases is entitled to trial by jury and does not waive that right, the court shall transfer the case to its criminal docket or to the appropriate court having criminal jurisdiction.

Present law also provides for the following exceptions relative to the juvenile court's jurisdiction over adults in cases defined in items (1) and (3) above:

- (1) In East Baton Rouge Parish and Jefferson Parish, original jurisdiction is vested in the district court.
- (2) In Orleans Parish, original jurisdiction is vested in the criminal district court for that parish or the Municipal and Traffic Court of New Orleans.

Proposed law retains present law and adds Caddo Parish to the list of parishes in which original jurisdiction over adults in cases defined in items (1) and (3) above is vested in the district court.

(Amends Ch.C. Art. 312(B))