

Prior law provided that when a district attorney is recused, or recuses himself, the trial judge shall either appoint an attorney at law of that district, who has the qualifications of a district attorney and is not an assistant to the recused district attorney, to act in the place of the district attorney in the case, or shall notify the attorney general in writing of the recusation.

New law removes the requirement that when a district attorney is recused, the judge shall appoint another attorney from the same judicial district as the district attorney who is recused.

Effective August 15, 2009.

(Amends C.Cr.P. Art. 682)