

Regular Session, 2010

SENATE BILL NO. 685

BY SENATOR MURRAY

CRIME/PUNISHMENT. Creates the crime of out-of-state bail jumping. (8/15/10)

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AN ACT

To enact R.S. 14:110.1.1, relative to jumping bail; to create the crime of out of state bail jumping; to provide for certain criteria; to provide for penalties; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:110.1.1 is hereby enacted to read as follows:

§110.1.1. Out-of-state bail jumping

A. Out-of-state bail jumping is the intentional failure to appear, by leaving the state to avoid appearing in court, at the date, time, and place as ordered by the court before which the defendant's case is pending. If the state proves notice has been given to the defendant as set forth in Code of Criminal Procedure Articles 322 and 344, a rebuttable presumption of notice shall apply, and the burden of proof shifts to the defendant to show that he did not receive notice.

B. Whoever commits the crime of out of state bail jumping, when the bail is to assure the presence of the defendant for those cases defined as misdemeanors and felonies in this Title and in the Uniform Controlled

1 **Dangerous Substances Law shall be fined two thousand dollars and imprisoned**
2 **at hard labor for not less than one year nor more than three years.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michael Bell.

DIGEST

Proposed law creates the crime of out-of-state bail jumping.

Proposed law defines out of state bail jumping as the intentional failure to appear, by leaving the state to avoid appearing in court, at the date, time, and place as ordered by the court before which the defendant's case is pending.

Proposed law provides that whoever commits the crime of jumping bail, by leaving the state to avoid appearing in court at such time, when the bail is to assure the presence of the defendant in court will be fined \$2,000 and imprisoned at hard labor for not less than one year nor more than three years.

Effective August 15, 2010.

(Adds R.S. 14:110.1.1)