

Regular Session, 2010

SENATE BILL NO. 234

BY SENATOR HEITMEIER

EVIDENCE. Provides for clarifying language relative to confession evidence. (8/15/10)

1 AN ACT
2 To amend and reenact R.S. 15:451, relative to confession evidence in a criminal proceeding;
3 to make technical corrections; and to provide for related matters.
4 Be it enacted by the Legislature of Louisiana:
5 Section 1. R.S. 15:451 is hereby amended and reenacted to read as follows:
6 §451. Condition precedent to use of confession; free and voluntary rule
7 Before what ~~purposes†~~ **purports** to be a confession can be introduced in
8 evidence, it must be affirmatively shown that it was free and voluntary, and not made
9 under the influence of fear, duress, intimidation, menaces, threats, inducements or
10 promises.

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

DIGEST

Heitmeier (SB 234)

Present law uses "purposes" in regard to allowing a confession into evidence.

Proposed law makes technical correction by changing "purposes" to "purports" in regard to allowing a confession into evidence.

Effective August 15, 2010.

(Amends R.S. 15:451)