
DIGEST

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HB 365 Engrossed

2018 Regular Session

Jordan

Abstract: Requires a unanimous jury vote in all felony cases for offenses committed on or after Jan. 1, 2019.

Present law requires a unanimous jury vote in cases in which punishment may be capital, but requires 10 of 12 jurors to concur in other felony cases.

Proposed law retains present law relative to noncapital felony cases for offenses committed prior to Jan. 1, 2019, but amends present law to provide that a unanimous verdict is required in cases for noncapital felony offenses committed on or after Jan. 1, 2019.

Provides that proposed law is effective if and when the proposed constitutional amendment (HB No. 354 or SB No. 243 of the 2018 R.S.) to La. Const. Art. I, § 17(C) is adopted at a statewide election and becomes effective.

(Amends C.Cr.P. Art. 782(A))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Amend proposed law to provide that present law will apply to noncapital felony cases for offenses committed prior to Jan. 1, 2019, and to provide that a unanimous verdict is required in cases for noncapital felony offenses that are committed on or after Jan. 1, 2019.
2. Provide that proposed law is contingent upon the adoption of a constitutional amendment to La. Const. Art. I, §17(C).