

SENATE COMMITTEE AMENDMENTS

2025 Regular Session

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 74
by Senator Seabaugh

AMENDMENT NO. 1

On page 1, line 4, delete "misdemeanor and certain juvenile felony cases" and insert "criminal cases"

AMENDMENT NO. 2

On page 1, line 7, after "to provide" delete the remainder of the line and insert:
"for district attorney's authority to transfer juvenile cases to district, parish, or city courts under certain circumstances; to provide"

AMENDMENT NO. 3

On page 1, delete lines 8 and 9

AMENDMENT NO. 4

On page 2, line 4, after "created" delete the remainder of the line and insert a period "."

AMENDMENT NO. 5

On page 2, delete lines 5 and 6.

AMENDMENT NO. 6

On page 2, line 10, delete "**exclusive**"

AMENDMENT NO. 7

On page 2, line 11, after "district" delete the remainder of the line

AMENDMENT NO. 8

On page 2, delete lines 12 and 13 and insert a period "."

AMENDMENT NO. 9

On page 2, line 16, after "parish" delete the remainder of the line

AMENDMENT NO. 10

On page 2 delete lines 17 through 19 and insert "This jurisdiction shall be concurrent with that of the district court."

AMENDMENT NO. 11

On page 2, line 22, after "jurisdiction" delete the remainder of the line

AMENDMENT NO. 12

On page 2, delete lines 23 through 25 and insert "This jurisdiction shall be concurrent with that of the district court."

AMENDMENT NO. 13

On page 2, delete line 29 and insert:

"A.(1) Notwithstanding any other provision of law, the district attorney shall have the discretion to transfer, on a case by case basis, any case before a special juvenile court to another court of proper jurisdiction and venue as follows:

(a) Cases in which a juvenile is charged with a felony and was fifteen years of age or older at the time the offense is alleged to have been committed may be transferred to the district court.

(b) Cases in which a juvenile is charged with either a felony or misdemeanor and was less than fifteen years of age at the time the offense is alleged to have been committed may be transferred to the parish court.

(c) Cases in which a juvenile is charged with either a felony or misdemeanor and was less than fifteen years of age at the time the offense is alleged to have been committed may be transferred to the city court.

(2) The attorney general, if sitting as district attorney ad hoc, shall have the same discretion as provided to a district attorney in Subparagraph (1) of this Paragraph.

B.(1) When a child is fifteen years of age or older at the time of the commission of first degree murder, second degree murder, aggravated or first degree rape, or aggravated kidnapping, he is subject to the exclusive original jurisdiction of the juvenile court until either:"

AMENDMENT NO. 14

On page 3, delete lines 1 through 14

AMENDMENT NO. 15

On page 3, delete lines 16 through 27 and insert:

"(b) The juvenile court holds a continued custody hearing pursuant to Articles 819 and 820 and finds probable cause that ~~he~~ the juvenile committed one of these offenses, whichever occurs first. During this hearing, when the ~~child~~ juvenile is charged with aggravated or first degree rape, the court shall inform him that if convicted he shall register as a sex offender for life, pursuant to Chapter 3-B of Title 15 of the Louisiana Revised Statutes of 1950.

(2)(a) The district attorney shall have the discretion to file a petition alleging any of the offenses listed in Subparagraph (1) of this Paragraph in the juvenile court or, alternatively, to obtain an indictment. If the ~~child~~ juvenile is being held in detention, the district attorney shall file the petition or indictment in the appropriate court within sixty calendar days after ~~the child's~~ arrest, unless the ~~child~~ juvenile waives this right."

AMENDMENT NO. 16

On page 4, line 5, change "~~juvenile~~ district" to "juvenile"

AMENDMENT NO. 17

On page 4, delete lines 10 through 25 and insert:

"(3) Thereafter, if an indictment is returned, the ~~child~~ juvenile is subject to the exclusive jurisdiction of the appropriate court exercising criminal jurisdiction for all subsequent procedures, including the review of bail applications, and the court exercising criminal jurisdiction may order that the ~~child~~ juvenile be transferred to the appropriate adult facility for detention prior to his trial as an adult. If the district attorney elects to file a petition and the child waives the right to a continued custody hearing, the child is subject to the exclusive jurisdiction of the juvenile court for all subsequent procedures, including the review of bail applications.

1 ~~BC.~~(1) When a child is fifteen years of age or older at the time of the
2 commission of any of the offenses listed in Subparagraph (2) of this Paragraph, he
3 is subject to the ~~exclusive~~ **original** jurisdiction of the juvenile court until whichever
4 of the following occurs first:"

5 AMENDMENT NO. 18

6 On page 4, line 28, change "~~juvenile~~ **district**" to "juvenile"

7 AMENDMENT NO. 19

8 On page 5, line 25, change "~~juvenile~~" to "juvenile"

9 AMENDMENT NO. 20

10 On page 5, line 26, delete "**district**"

11 AMENDMENT NO. 21

12 On page 5, line 28, change "~~in the appropriate court~~" to "in the appropriate court"

13 AMENDMENT NO. 22

14 On page 6, line 9, change "~~appropriate~~ **district**" to "appropriate"

15 AMENDMENT NO. 23

16 On page 6, line 10, change "~~exercising criminal jurisdiction~~" to "exercising criminal
17 jurisdiction"

18 AMENDMENT NO. 24

19 On page 7, line 13, delete "**district court or** juvenile court" and insert "~~juvenile court~~ **court**
20 **exercising juvenile jurisdiction**"