

BY REPRESENTATIVE HEBERT

1 A CONCURRENT RESOLUTION

2 To authorize and direct the Louisiana State Law Institute to study and recommend

3 legislation for implementation of procedures for recusal of judges and justices of the

4 peace in criminal proceedings and to submit a report of its findings and

5 recommendations to the legislature no later than February 1, 2026.

6 WHEREAS, Code of Civil Procedure Article 151 et seq., provides the grounds and

7 procedure for recusal of a judge in civil case; and

8 WHEREAS, Code of Criminal Procedure Article 671 et seq., provides the grounds

9 and procedure for recusal of a judge in a criminal case; and

10 WHEREAS, Code of Civil Procedure Article 155 requires the supreme court to

11 appoint an ad hoc judge to hear a motion for a recusal in a civil case; and

12 WHEREAS, Code of Criminal Procedure Article 675 provides that a judge in the

13 same court hears a recusal in a criminal case unless the court only has one judge in which

14 case the supreme court will appoint an ad hoc judge to hear the recusal; and

15 WHEREAS, Louisiana Code of Judicial Conduct Canon 2 provides that a judge shall

16 respect and comply with the law and shall act at all times in a manner that promotes public

17 confidence in the integrity and impartiality of the judiciary; and

18 WHEREAS, impartiality of a judge is crucial to the administration of justice; and

19 WHEREAS, consistent procedures, especially in a motion for recusal, ensures equal

20 justice across all courts.

1 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
2 authorize and direct the Louisiana State Law Institute to study and recommend legislation
3 for implementation of procedures for recusal of judges and justices of the peace in criminal
4 proceedings and to submit a report of its findings and recommendations to the legislature no
5 later than February 1, 2026.

6 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
7 director of the Louisiana State Law Institute.

8 BE IT FURTHER RESOLVED that the Louisiana State Law Institute shall submit
9 one printed copy and one electronic copy of any report produced pursuant to this Resolution
10 to the David R. Poynter Legislative Research Library as required by R.S. 24:772.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HCR 9 Engrossed

2025 Regular Session

Hebert

Directs the La. State Law Institute to study and recommend legislation for implementation of procedures for recusal of judges and justices of the peace in criminal proceedings.

Summary of Amendments Adopted by House

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

1. Add justices of the peace as topics of the study to be conducted.