
DIGEST

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HB 402 Original

2026 Regular Session

Bryant

Abstract: Provides relative to habitual offenders.

Present law provides for the sentencing of second and subsequent felony offenses, otherwise known as the "Habitual Offender Law".

Proposed law generally retains present law.

Present law provides for penalties applicable to an offender who has committed a third felony.

Proposed law retains present law.

Proposed law requires that a person convicted of a third felony be sentenced for a determinate term of not less than 1/2 of the longest possible sentence and not more than twice the longest possible sentence prescribed for a first conviction if the person's third felony and his two prior felonies are crimes of violence that involve no actual violence during the commission of any of these felonies.

Proposed law defines the term "actual violence".

Proposed law applies retroactively to any offender who was sentenced or adjudicated prior to June 15, 2001.

(Adds R.S. 15:529.1(A)(intro. para.) and (3)(c))