

2026 Regular Session

HOUSE BILL NO. 64

BY REPRESENTATIVE MUSCARELLO

CRIMINAL/PROCEDURE: Provides relative to the recall of arrest warrants

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 205 and to enact Code of
3 Criminal Procedure Article 202(H), relative to arrest warrants; to provide for the
4 authority of a magistrate to recall an arrest warrant; to provide for notification; to
5 provide relative to the effective period of arrest warrants; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Code of Criminal Procedure Article 205 is hereby amended and reenacted
9 and Code of Criminal Procedure Article 202(H) is hereby enacted to read as follows:

10 Art. 202. Warrant of arrest; issuance; recall

11 * * *

12 H. A magistrate may recall a warrant of arrest that he has previously issued
13 and shall immediately notify the law enforcement agency that is responsible for
14 execution of the warrant.

15 * * *

16 Art. 205. Effective period

17 A warrant of arrest remains in effect until executed or recalled.

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)]

HB 64 Engrossed

2026 Regular Session

Muscarello

Abstract: Provides for the recall of arrest warrants.

Present law (C.Cr.P. Art. 202) provides for the issuance of arrest warrants.

Proposed law retains present law.

Proposed law permits a magistrate to recall an arrest warrant that he has previously issued.

Proposed law requires a magistrate who recalls a warrant of arrest pursuant to proposed law to immediately notify the law enforcement agency that is responsible for execution of the warrant.

Present law (C.Cr.P. Art. 205) provides that a warrant of arrest remains in effect until executed.

Proposed law retains present law and provides alternatively that a warrant of arrest remains in effect until recalled.

(Amends C.Cr.P. Art. 205; Adds C.Cr.P. Art. 202(H))

Summary of Amendments Adopted by House

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

1. Make technical changes.
2. Require a magistrate who recalls a warrant of arrest to immediately notify the law enforcement agency that is responsible for execution of the warrant.
3. Remove the proposed law prohibition relative to execution of recalled warrants.
4. Provide that a warrant of arrest remains in effect until recalled.