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## DIGEST

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HB 1106 Original

2026 Regular Session

Terry Landry

**Abstract:** Prohibits the admissibility of statements made in custodial hearings by anyone 15 years of age or younger without an attorney present at the interrogation.

Present law provides circumstance for which a child is not permitted to waive the right to an attorney.

Proposed law retains present law and provides that a child cannot waive his right to an attorney during a custodial interrogation.

Proposed law provides that a statement made by a child is not admissible in a judicial proceeding unless the child had his attorney present during the interrogation.

Present law provides that an arrested person has the right to confer with counsel and use a telephone to communicate with friends or counsel.

Present law provides that a confession must be affirmatively shown to be free and voluntary.

Proposed law retains present law and provides that anyone 15 years of age or younger is subject to proposed law requiring an attorney to be present during an interrogation.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends C.Cr.P. Art. 230 and R.S. 15:451; Adds Ch.C. Art. 810(D)(4) and 881.2)