

<b>FOR OFFICE USE ONLY</b>	

**HOUSE FLOOR AMENDMENTS**

2026 Regular Session

Amendments proposed by Representative Martinez to Engrossed House Bill No. 772 by Representative Martinez

1 AMENDMENT NO. 1

2 On page 1, line 3, after "R.S. 15:574.15(A)(1)" delete the remainder of the line and at the  
3 beginning of line 4, delete "Article 329(F),"

4 AMENDMENT NO. 2

5 On page 1, delete lines 11 and 12 in their entirety and insert "336(A) are hereby amended  
6 and reenacted to read as follows:

7 AMENDMENT NO. 3

8 On page 1, line 13, delete "residence" and insert "address for service"

9 AMENDMENT NO. 4

10 On page 1, between lines 13 and 14, insert the following:

11 "A.(1) The placement of a valid mailing address and electronic mail address  
12 pursuant to this Article is required in order for a party to receive the notice provided  
13 in accordance with Article 333. A bond forfeiture judgment shall not be denied or  
14 set aside because of the invalidity of the information provided by the defendant,  
15 personal surety, commercial surety, or agent or bondsman as required by this Article  
16 or for the failure to include the information required by this Article."

17 AMENDMENT NO. 5

18 On page 1, at the beginning of line 14, delete "A.(1)" and insert "(2)"

19 AMENDMENT NO. 6

20 On page 1, line 15, delete "write" and insert "provide"

21 AMENDMENT NO. 7

22 On page 1, line 16 after "address" delete the remainder of the line and delete line 17 in its  
23 entirety and insert "~~under their respective signatures and~~ along with the last four digits of  
24 their his social security number. The"

25 AMENDMENT NO. 8

26 On page 2, at the beginning of line 4, change (2)" to "(3)"

27 AMENDMENT NO. 9

28 On page 2, line 5, after "address" delete the remainder of the line and at the beginning of line  
29 6, delete "respective signature"

1 AMENDMENT NO. 10

2 On page 2, at the beginning of line 7, change (3)" to (4)"

3 AMENDMENT NO. 11

4 On page 2, line 7, delete "proper" and insert "valid"

5 AMENDMENT NO. 12

6 On page 2, line 9, after "undertaking" and before the period "." insert "and on the appearance  
7 bond"

8 AMENDMENT NO. 13

9 On page 2, at the beginning of line 10, change (4)" to (5)"

10 AMENDMENT NO. 14

11 On page 2, delete line 11 in its entirety and insert "proper mailing address ~~under his~~  
12 signature on the appearance bond."

13 AMENDMENT NO. 15

14 On page 2, at the beginning of line 12, change (5)" to (6)"

15 AMENDMENT NO. 16

16 On page 2, delete lines 15 through 18 in their entirety

17 AMENDMENT NO. 17

18 On page 3, delete lines 3 through 15 in their entirety and insert the following:

19 "A. If ~~When~~, at the time fixed for any appearance as required by the court,  
20 the defendant, who was properly noticed, fails to appear as required by the court, the  
21 court shall, on its own motion or on motion of the prosecuting attorney, immediately  
22 issue a warrant for the arrest of the defendant. ~~The clerk of court shall send a notice~~  
23 of the warrant for arrest to the prosecuting attorney. The notice of the warrant for  
24 arrest shall also be sent by United States mail or electronic means to the defendant  
25 and the personal surety, if any. The notice of the warrant for arrest shall be delivered  
26 to the bail agent and the commercial surety through electronic means, or certified  
27 mail, return receipt requested, within sixty days of the defendant's failure to appear.

28 B. All notices of bench warrant shall be sent to the addresses provided  
29 pursuant to"

30 AMENDMENT NO. 18

31 On page 3, line 16, after "surety" and before "shall" insert "and the bail agent"

32 AMENDMENT NO. 19

33 On page 3, line 20, delete "place the certificate in" and insert "shall place the certificate and  
34 either the proof of certified mailing or confirmation of electronic service in"

35 AMENDMENT NO. 20

36 On page 3, delete lines 21 and 22 in their entirety and insert the following:

1 "C. Failure to send notice of the bench warrant to the commercial surety and  
2 the bail agent within sixty days of the defendant's failure to appear shall release the"

3 AMENDMENT NO. 21

4 On page 3, at the end of line 29, delete "The" and on 4, delete lines 1 and 2 in their entirety

5 AMENDMENT NO. 22

6 On page 4, between lines 7 and 8, insert the following:

7 "D. For warrants issued prior to August 1, 2024, the rule to show cause  
8 requesting a bond forfeiture shall be filed no later than August 1, 2028. The state's  
9 right to file a rule to show cause to obtain a judgement of bond forfeiture is  
10 perempted if the rule to show cause is filed after August 1, 2028, and the surety shall  
11 be released of all obligations with respect to the bail undertaking.

12 E. The five-year time period established by this Article is preemptive and is  
13 the exclusive prescriptive and preemptive period applicable to the filing of a rule to  
14 show cause to obtain a judgment of bond forfeiture. Upon the expiration of the  
15 five-year period, the right to file a rule to show cause to obtain a judgment of bond  
16 forfeiture is extinguished, and no court shall render a judgment of bond forfeiture on  
17 a rule to show cause filed after the expiration of the five-year time period. The  
18 general prescriptive periods provided in the Civil Code and any other general  
19 prescriptive or preemptive periods do not apply to the filing of a rule to show cause."

20 AMENDMENT NO. 23

21 Delete page 5 in its entirety