

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 58

2026 Regular Session

Villio

BAIL: Restricts post-conviction bail for certain offenders

Synopsis of Senate Amendments

1. Provides that the rebuttable presumption relative to the danger to the community and flight risk posed by a convicted person applies to a person convicted of a crime punishable by imprisonment for 25 years or more that is either a sex offense or crime of violence, rather than both a sex offense and a crime of violence.

Digest of Bill as Finally Passed by Senate

Present law provides for the right to bail before and after conviction.

Proposed law generally retains present law.

Present law requires a rebuttable presumption that, after conviction of any crime punishable by imprisonment for 25 years or more that is both a sex offense and a crime of violence, the release of the convicted person will pose a danger to another person or the community and that there is a substantial risk that the person convicted might flee.

Proposed law amends present law to apply this rebuttable presumption to a person convicted of a crime punishable by imprisonment for 25 years or more that is either a sex offense or crime of violence, rather than both a sex offense and a crime of violence.

Proposed law provides that after conviction, a defendant is prohibited from being allowed bail for any capital offense or an aggravated offense as defined in present law (R.S. 15:541) that is committed against a victim who is a minor.

(Amends C.Cr.P. Art. 312(E)-(H); Adds C.Cr.P. Art. 312(I))