

2019 Regular Session

HOUSE BILL NO. 11

BY REPRESENTATIVE BACALA

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

JUVENILE PROCEDURE: Provides relative to the taking into custody of a seventeen-year-old who commits a misdemeanor grade delinquent act

1 AN ACT

2 To amend and reenact Children's Code Article 815(A) and to enact Children's Code Article  
3 814(B)(3), relative to taking a child into custody; to authorize the release of a  
4 seventeen-year-old taken into custody for the commission of a misdemeanor-grade  
5 delinquent act upon the issuance of a summons or upon his written promise to  
6 appear; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Children's Code Article 815(A) is hereby amended and reenacted and  
9 Children's Code Article 814(B)(3) is hereby enacted to read as follows:

10 Art. 814. Taking child into custody without a court order; duties of the officer;  
11 duties of the court

12 \* \* \*

13 B. If a child is taken into custody without a court order or warrant, the officer  
14 shall have the responsibility to either:

15 \* \* \*

16 (3) If the child is seventeen years of age and has been taken into custody for  
17 the commission of a misdemeanor grade delinquent act, issue a summons or counsel  
18 and release the child upon the child's written promise to appear in court at such time  
19 as may be fixed by the court.

20 \* \* \*

