The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Thomas L. Tyler.

DIGEST

SB 115 Original | 2024 Regular Session | Cathey

Present law provides authorizes the attorney general, with the consent of the district attorney, to investigate, prosecute, or intervene in a criminal action or proceeding involving a homicidal death.

Proposed law retains present law and authorizes the attorney general, in accordance with constitutional provisions requiring written consent from the district attorney to investigate, prosecute, or intervene in a criminal action involving crimes against victims under the age of 13 and when a conviction would require the offender to register as a sex offender.

Present law requires that a prosecution for an offense punishable by death, or for an offense punishable by life imprisonment, be instituted by indictment by a grand jury. Requires that other criminal prosecutions be instituted by indictment or by information.

Proposed law retains present law and further requires that crimes against a victim under the age of 13 when a conviction would require the offender register as a sex offender, be instituted by indictment by a grand jury.

Effective August 1, 2024.

(Amends C.Cr.P. Arts. 62(C) and 382(A))