

**CONFERENCE COMMITTEE REPORT  
House Bill No. 581 By Representative Leger**

May 31, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 581 by Representative Leger, recommend the following concerning the Engrossed bill:

1. That Senate Floor Amendment Nos. 1 and 2 proposed by Senator Morrell and adopted by the Senate on May 21, 2012, be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 4, after "reinstated;" and before "and" insert "to provide for the adoption of rules;"

AMENDMENT NO. 2

On page 1, between lines 14 and 15, insert the following:

"B. Orleans Parish district judges with criminal jurisdiction sitting en banc may adopt rules effectuating telephonic communication and verification of bonds and releases."

AMENDMENT NO. 3

On page 1, at the beginning of line 15, change "B." to "C."

Respectfully submitted,

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Representative Walter Leger

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Senator Jean-Paul J. Morrell

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Representative Joseph Lopinto

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Senator Robert W. "Bob" Kostelka

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Representative Jared Brossett

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Senator Edwin R. Murray

CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 581 by Representative Leger

**Keyword and oneliner of the instrument as it left the House**

CRIMINAL/BAIL: Provides for the reinstatement of bail in certain cases

**Report rejects Senate amendments which would have:**

1. Added provision granting exclusive jurisdiction to the judges of the Orleans Criminal District Court for setting bonds and releasing defendants on misdemeanor and felony offenses.
2. Added provision requiring the Orleans Criminal District Court judges to establish rules effectuating telephonic communication and verification of bonds and releases.

**Report amends the bill to:**

1. Authorize the Orleans Criminal District Court judges to adopt rules effectuating telephonic communication and verification of bonds and releases.

**Digest of the bill as proposed by the Conference Committee**

Present law provides for the setting of bail by the court in criminal cases.

Proposed law retains present law and further provides that in cases where the district attorney dismisses an indictment or information and institutes a subsequent indictment or information for the same offense or for a lesser offense based on the same facts, the court shall reinstate any bail discharged when the district attorney dismissed the initial indictment or information if the surety consents to the reinstatement expressly and in writing.

Proposed law provides that the Orleans Parish district judges with criminal jurisdiction sitting en banc may adopt rules effectuating telephonic communication and verification of bonds and releases.

(Adds C.Cr.P. Art. 334.4)