Regular Session, 2014

HOUSE BILL NO. 71

BY REPRESENTATIVE HAVARD

CRIMINAL/APPEALS: Limits appeals of death row inmates

AN ACT

To repeal Code of Criminal Procedure Article 930.8(A)(4) providing for an exception to the time delays for filing an application for post-conviction relief for persons sentenced to death.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Article 930.8(A)(4) is hereby repealed in its entirety.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Havard HB No. 71

Abstract: Repeals exception to the time period to file post-conviction relief petitions for persons who are sentenced to death.

Present law provides procedures for post-conviction relief.

Present law provides that no application for post-conviction relief, including applications which seek an out-of-time appeal, shall be considered if it is filed more than two years after the judgment of conviction and sentence has become final unless the person asserting the claim has been sentenced to death.

Proposed law repeals present law.

(Repeals C.Cr.P. Art. 930.8(A)(4))