Regular Session, 2014

HOUSE BILL NO. 741

BY REPRESENTATIVE LOPINTO

1   AN ACT

2   To amend and reenact Code of Criminal Procedure Article 559(A), relative to the

3   withdrawal of a guilty plea; to require a contradictory hearing on any motion to

4   withdraw a guilty plea; to authorize the state to waive the contradictory hearing; and

5   to provide for related matters.

6   Be it enacted by the Legislature of Louisiana:

7   Section 1. Code of Criminal Procedure Article 559(A) is hereby amended and

8   reenacted to read as follows:

9   Art. 559. Withdrawal or setting aside of plea of guilty

10   A. ~~The~~ Upon motion of the defendant and after a contradictory hearing,

11   which may be waived by the state in writing, the court may permit a plea of guilty

12   to be withdrawn at any time before sentence.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored
are additions.