

West's

**LOUISIANA STATUTORY
CRIMINAL LAW AND PROCEDURE
2026**

Volume I

Volume I includes:

**Constitution of the State of Louisiana (In Part)
Louisiana Revised Statutes (In Part)**

Volume II includes:

**Louisiana Code of Criminal Procedure
Louisiana Code of Evidence
Louisiana Children's Code (In Part)
Combined Index**



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PREFACE

The Louisiana Statutory Criminal Law and Procedure Handbook is a two volume pamphlet that brings together the basic Louisiana statutory criminal law. Designed for convenient use in both office and courtroom, the two volumes of this Handbook include the text of the following laws:

Constitution Article 1 (Declaration of Rights)
Industrial Hemp, Cannabidiol Products (R.S. 3:1471, 3:1482, 3:1483, 3:1484, 3:1485)
Harvest or Sale of Forest Products (R.S. 3:4278.4, 3:4278.5, 3:4278.6)
Drug Divisions (R.S. 13:5301 et seq.)
Veterans Court Program (R.S. 13:5366)
Truth and Transparency in the Louisiana Criminal Justice System (R.S. 13:5991 et seq.)
Revised Statutes Title 14, Criminal Code and Miscellaneous Crimes and Offenses
Revised Statutes Title 15, Criminal Procedure
Louisiana School and Student Safety (R.S. 17:409.1 et seq.)
Hazing (R.S. 17:1801, 17:1805)
Campus Accountability and Safety (R.S. 17:3399.11 et seq.)
Election Offenses (R.S. 18:1461 et seq.)
Louisiana Human Remains Protection and Control Act (R.S. 25:951 et seq.)
Behavioral Health, Restoration of Gun Rights (R.S. 28:57)
Louisiana Highway Regulatory Act (R.S. 32:1 et seq.)
Driver's License Law (R.S. 32:401 et seq.)
Denial of Driving Privileges (R.S. 32:430 et seq.)
Tests for Suspected Drunken Drivers (R.S. 32:661 et seq.)
Postaccident Drug Testing (R.S. 32:681)
Motor Vehicle Safety Responsibility Law (R.S. 32:851 et seq.)
Motor Vehicle Habitual Offender Law (R.S. 32:1471 et seq.)
Hazardous Materials Transportation and Motor Carrier Safety (R.S. 32:1501 et seq.)
Access to Emergency Services for Victims of Domestic Abuse and Other Crimes (R.S. 33:9701)
Secondhand Dealers (R.S. 37:1869, 37:1870)
Catalytic Converter Transfers (R.S. 37:1891 et seq.)
Scrap Metal Recyclers (R.S. 37:1974, 37:1975)
Engaging in Business of Contracting without Authority Prohibited (R.S. 37:2163)
Uniform Controlled Dangerous Substances Law (R.S. 40:961 et seq.)
Prescription Monitoring Program (R.S. 40:1001 et seq.)
Transactions in Drug-Related Objects Prohibited (R.S. 40:1021 et seq.)

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Animal Euthanasia with Sodium Pentobarbital (R.S. 40:1031 et seq.)
Transactions Involving Proceeds from Controlled Dangerous Substances
Activity (R.S. 40:1041)
Therapeutic Use of Marijuana (R.S. 40:1046)
Ephedrine, Pseudoephedrine, and Phenylpropanolamine Monitoring Act (R.S. 40:1049.1 et
seq.)
Legend Drugs (R.S. 40:1060.11 et seq.)
Abortion (R.S. 40:1061 et seq.)
Healthcare Services for Victims of Sexually-Oriented Criminal Offenses (R.S. 40:1216.1)
Duplicate Special Identification Cards (R.S. 40:1321.1)
State Police—Concealed Handgun Permits (R.S. 40:1379.1 to 40:1379.5)
Law Enforcement Recruitment Incentive Program (R.S. 40:1669)
Parking Spaces for Certain Disabled Persons—Additional Fine for Enforcement of Mobility–
Impaired Parking Regulations (R.S. 40:1742, 40:1742.1)
Weapons (R.S. 40:1750 et seq.)
Nurse staffing agencies, operation without a license (R.S. 40:2120.22)
Peace Officer Standards and Training (R.S. 40:2405.8, 40:2405.9)
Peace Officer and Public Safety Personnel Peer Support and Mental Health and Wellness
(R.S. 40:2411)
Duty of Law Enforcement Agencies Receiving Reports of Missing Children (R.S. 40:2521)
Rights of Law Enforcement Officers While Under Investigation (R.S. 40:2531 et seq.)
Responsibilities of Law Enforcement Officers while Interacting with the Public (R.S. 40:2551
et seq.)
Seizure and Controlled Dangerous Substances Property Forfeiture Act
of 1989 (R.S. 40:2601 et seq.)
Public Records—Disclosure by Law Enforcement Agencies (R.S. 44:3, 44:3.1, 44:3.1.1)
Address Confidentiality Act (R.S. 44:51 et seq.)
Prohibited WI-FI Hotspot Blocking (R.S. 45:844.74 et seq.)
Victims of Vehicular Homicide (R.S. 46:1831.1 et seq.)
Rights of Crime Victims and Witnesses (R.S. 46:1841 et seq.)
Profits From Crime or Notoriety (R.S. 46:1851 et seq.)
Family Justice Centers (R.S. 46:1860 et seq.)
Domestic Abuse Assistance (R.S. 46:2131 et seq.)
Protection from Dating Violence Act (R.S. 46:2151)
Human Trafficking Victims (R.S. 46:2161 et seq.)
Protection From Stalking Act (R.S. 46:2171 et seq.)
Protection for Victims of Sexual Assault Act (R.S. 46:2181 et seq.)
Revenue and Taxation (R.S. 47:1641 et seq.)
Enforcement of Age Verification by Publishers and Distributors of Material Harmful to
Minors (R.S. 51:2121)

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Wildlife and Fisheries—Penalties and Enforcement Procedures (R.S. 56:31 et seq.)
Hunting and Fishing Licensing (R.S. 56:3000 et seq.)
Code of Criminal Procedure
Code of Evidence
Children’s Code (selected provisions)

WHAT’S NEW

Statutes are current through the 2025 Regular Session of the Louisiana Legislature. This pamphlet includes new enactments or important amendments relating to:

- Alien removal process
- Board of pardons procedures
- Capital defendant representation
- Cellular tracking devices
- Character evidence
- Child abuse reporting
- Concealed handgun permits
- Confidentiality of juvenile criminal records
- Consumable hemp products, manufacture or distribution
- Controlled dangerous substances, composition of schedules
- Crime victims:
 - Comprehensive victims’ services system
 - Crime victims bill of rights
- Crimes or offenses:
 - Access device fraud
 - Bank fraud
 - Battery of veterinarian or veterinary staff
 - Blighting of property
 - Bomb manufacture and possession
 - Child sexual abuse material
 - Coerced abortion, extortion
 - Critical infrastructure, unauthorized entry, theft
 - Cruelty to animals
 - Cruelty to or exploitation of elderly persons
 - Drag racing
 - Election offenses
 - Hit-and-run driving

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- Illegal transmission of monetary funds
- Indecent behavior with juveniles
- Kratom, unlawful possession, production or distribution
- Malfeasance in office
- Manslaughter
- Misappropriation of funds; utility services
- Murder, first and second degrees
- Obstruction of justice
- Operating while impaired; penalties
- Prostitution, soliciting, inciting, promoting, pandering, letting premises
- Purchase and possession of consumable hemp products by a minor; penalties
- Rape
- Reckless operation of vehicle
- Tracking devices prohibited
- Trafficking of children
- Unlawful disruption of veterinary clinic
- Unlawful participation in child-related business
- Unlawful posting; records of certain hearings of Board of Pardons and committee on parole
- Unlawful presence of a sexually violent predator or sex offender
- Unlawful sales of consumable hemp products to persons under twenty-one
- Unlawful use of an unmanned aircraft system

Discharge of bail obligation

Discharge, use, or possession of firearm in commission of felony or enumerated misdemeanor

Electronic monitoring programs and equipment

Electronic submission of criminal justice data; ICJIS broker system

Engaging in business of contracting without authority

Escapes from parish prison facilities and jails, reporting

Execution, conditions precedent

Filings in person

Firearms and ammunition manufacturer liability, preemption of state law

Hearsay exceptions

Injuries, presumption of causation

Interception of wire, electronic, or oral communications

Mental capacity or incapacity, procedure after determination

Parole violations and revocation

Political advertising

Polling of jury

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Post conviction relief:

- Abandonment of application
- Action required after filing of application
- Burden of proof
- Custody pending retrial
- Evidentiary hearing
- Factual innocence
- Jurisdictional bars to relief; repetitive applications
- Petition
- Privilege waiver
- Review of trial court judgments
- Time delays applicable; writ of mandamus
- Time limitations; exceptions; prejudicial delay

Post-sentence statement by sheriff; accompanying documents

Proceedings in forma pauperis

Prohibited chemicals, manufacture, distribution or possession

Protected individuals, limited access to personal information

Self-authentication, labor reports

Sentence:

- Diminution for good behavior
- Dispositions of fines and forfeiture
- Second and subsequent offenses
- Solitary confinement

Sex offenses, time limitations

Surety's motions and affidavit for issuance of warrant

Survivor special fund

Tactical medical professionals

Use of force, mandatory reporting

Warrant for arrest, notice

Wireless telecommunications device, motor vehicles, use prohibited

For Proclamations relating to COVID-19 and Hurricanes, see, generally, R.S. 29:766 and Title 29 in LSA.

PREFACE

CONTACT US

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