

## HOUSE SUMMARY OF SENATE AMENDMENTS

**HB 145**

**2016 Regular Session**

**Moreno**

LIABILITY/CIVIL: Provides for the issuance of a certificate of employability by a reentry division of court under certain circumstances

### Synopsis of Senate Amendments

1. Adds a provision specifying that the proposed law shall not supercede the provisions of R.S. 17:15, which restricts the hiring of persons convicted of certain crimes in a public or nonpublic school.

### Digest of Bill as Finally Passed by Senate

Present law (R.S. 13:5401) authorizes the district courts to assign a certain division of the court as a reentry division of court.

Present law provides that the reentry division of court shall establish a workforce development sentencing program, to establish guidelines for the issuance of sentences providing inmate rehabilitation and workforce development, and which shall work in conjunction with the Louisiana Workforce Commission.

Proposed law requires a judge presiding over a reentry division of court to issue a temporary certificate of employability to an offender in the reentry program and a permanent certificate of employability to an offender who has successfully completed his sentence.

Proposed law provides that a temporary certificate shall be deemed null and void if the offender fails to complete his sentence under present law (R.S. 13:5401), and that a certificate of employability is void if the offender is convicted of any felony offense subsequent to the issuance of the certificate of employability.

Proposed law provides that an employer, general contractor, premises owner, or other third party shall not be subject to a cause of action for negligent hiring of or failing to adequately supervise an offender certified to be employed solely because that employee or independent contractor has been previously convicted of a criminal offense.

Provides that proposed law shall not affect the vicarious liability of the employer.

Present law (R.S. 17:15) provides that persons convicted of certain crimes may only be hired for specified positions with a public or nonpublic school system upon approval of the district judge and district attorney.

Proposed law provides that proposed law shall not supercede the provisions of present law (R.S. 17:15).

(Adds R.S. 23:291.1)