AN ACT

To enact R.S. 15:827.2 and 827.3, relative to the reinvestment of savings realized from criminal justice reforms; to require the Department of Public Safety and Corrections to collect and make available certain information and data relative to the prison and community supervision population; to authorize the Department of Public Safety and Corrections to promulgate rules and regulations; to provide guidelines on the type of information and data to be collected; to provide relative to the calculation of savings realized by the Department of Public Safety and Corrections; to require the reinvestment of a portion of the savings realized; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:827.2 and 827.3 are hereby enacted to read as follows:

§827.2. Data collection and reporting requirements

A.(1) In addition to other duties imposed upon the Department of Public Safety and Corrections, it shall be the duty of the department, in conjunction with the Louisiana Commission on Law Enforcement and Administration of Criminal Justice, to collect, track, analyze, forecast, and distribute data relative to prison admissions, sentencing, habitual offender sentencing, parole, community supervision, medical furlough, certified treatment and rehabilitation programs, workforce development work release programs, and cost savings and reinvestment.

(2) The department shall provide the information described in Subsection D of this Section to the Joint Legislative Committee on the Budget and the commissioner of administration by June 30, 2018, and shall provide updated information annually thereafter.
(3) The department shall make the information described in Paragraphs (D)(1) through (6) of this Section publicly available by June 30, 2018, and shall update the information annually thereafter.

B. The department may enter into a cooperative endeavor agreement or memorandum of understanding with a third-party provider to assist with the collection, tracking, analysis, forecasting, and distribution of the data and information collected pursuant to the provisions of this Section.

C. The department is authorized to adopt rules or regulations necessary to implement the provisions of this Section.

D. The information collected by the department, in conjunction with the Louisiana Commission on Law Enforcement and Administration of Criminal Justice, shall include but not be limited to the following:

(1) With respect to prison admissions: the total prison population and the total number of individuals admitted to prison by offense type, type of admission, prior criminal history, and, if measured upon intake, by risk assessment score and risk assessment tool.

(2) With respect to parole and release from prison: the average length of stay in prison organized by offense type and by type of admission, the total number of individuals released from prison organized by type of release, the total number of parole hearings held, and the recidivism rate of individuals released from prison.

(3) With respect to the population of individuals on probation or parole supervision: the total number of supervision intakes by offense type and by risk assessment score, the average sentence length for persons on probation by offense type, and the total number of supervision discharges by discharge type.

(4) With respect to those individuals on probation or parole supervision who violate a condition of their release or commit a new offense: the average amount of time credited to either their suspended sentence or the remainder of their sentence from time spent on supervision, the average amount of time credited to either their suspended sentence or the remainder of their sentence from time spent awaiting trial pre-revocation, the total number of non-jail administrative sanctions administered,
and the total number of, and average length of stay in jail for, administrative jail sanctions issued.

(5) With respect to certified treatment and rehabilitation programs (CTRP), pursuant to R.S. 15:828: the total number of individuals who are awarded earned credits from CTRP, the percentage of eligible individuals who are awarded earned credits from CTRP, the average amount of credits individuals earn from CTRP, and the number of certified treatment and rehabilitation programs offered at facilities housing inmates under the custody of the Department of Public Safety and Corrections.

(6) With respect to workforce development work release program, pursuant to R.S. 15:711, 1111, and 1199.9: the total number of individuals who participate in a workforce development work release program, the percentage of eligible individuals who participate in a workforce development work release program, and the average amount of awarded earned credits for participation in a workforce development work release program.

(7) With respect to reinvestment and savings: the total amount of annual savings achieved as a result of legislation relative to the criminal justice system enacted in the 2017 Regular Session of the Legislature and thereafter, the total amount of funds deemed a bona fide obligation pursuant to R.S. 15:827.3, and the entities that received reinvestment funds, the dollar amounts directed to each, and a description of how the funding was used.

§827.3. Savings attributable to criminal justice reforms

A. At the end of each fiscal year, the Department of Public Safety and Corrections shall provide to the commissioner of administration and to the Joint Legislative Committee on the Budget a statement of calculated annual savings realized as a result of reforms to the criminal justice system. For Fiscal Year 2017-2018, seventy percent of the savings shall be deemed a bona fide obligation of the state and shall be allocated by the department according to Subsection B of this Section. For Fiscal Year 2018-2019 and each fiscal year thereafter, fifty percent of the annual savings shall be deemed a bona fide obligation of the state and shall be
allocated by the department according to Subsection B of this Section and twenty
percent of the annual savings shall be deemed a bona fide obligation of the state and
shall be allocated by the department for juvenile justice initiatives and programs.

B. The amount deemed to be a bona fide obligation pursuant to the
provisions of Subsection A of this Section, except for the portion required to be
allocated by the department for juvenile justice initiatives and programs, shall be
allocated as follows:

(1) Thirty percent shall be allocated to the Department of Public Safety and
Corrections to award incentive grants to parishes, judicial districts, and nonprofit
community partner organizations to expand evidence-backed prison alternatives and
reduce admissions to the state prison system.

(2) Twenty percent shall be allocated to the Louisiana Commission on Law
Enforcement and the Administration of Criminal Justice to award competitive grants
for victim services, including but not limited to victim safety assessments and safety
planning, trauma-informed treatment and services for victims and survivors, shelters
and transitional housing for domestic violence victims and their children, batterers’
intervention programming, and victim-focused education and training for justice
system professionals.

(3) The remainder shall be allocated to the Department of Public Safety and
Corrections for targeted investments in reentry services, community supervision,
educational and vocational programming, transitional work programs, and contracts
with parish jails and other local facilities that house state inmates to incentivize
expansion of recidivism reduction programming and treatment services.

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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: _____________________

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