
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Heyward Jeffers.

DIGEST

Claitor (SB 503)

Present law provides that in a judicial review of a disciplinary action taken against an offender by the Department of Public Safety and Corrections or a contractor operating a private prison facility, the only proper party defendant is the department.

Proposed law removes present law and provides that the only proper party defendant is the Department of Public Safety and Corrections when seeking judicial review of an administrative decision, excluding decisions relative to delictual actions for injury or damages, rendered pursuant to any administrative remedy procedures under this Part. For the purpose of present law, the department means a correctional facility operated by the state or the Louisiana Correctional Facilities Corporation housing offenders sentenced to the custody of the department.

Effective August 15, 2010.

(Amends R.S. 15:1177(A)(1)(b))