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## DIGEST

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Lopinto

HB No. 416

**Abstract:** Amends timing of parole eligibility of certain offenders.

Present law provides that a person, otherwise eligible for parole, convicted of a first felony offense shall be eligible for parole consideration upon serving one-third of the sentence imposed, and upon conviction of a second felony offense, such person shall be eligible for parole consideration upon serving one-half of the sentence imposed. Present law further provides that a person convicted of a third or subsequent felony offense shall not be eligible for parole.

Present law provides that a person convicted of a crime of violence and not otherwise ineligible for parole shall serve at least 85% of the sentence imposed before being eligible for parole.

Proposed law amends present law as follows, with respect to any offender who has been convicted of a crime of violence, has been convicted of a sex offense, has been sentenced as a habitual offender, or is otherwise ineligible for parole:

- (1) Upon a first or second felony conviction, the offender shall be eligible for parole upon serving 25% of the sentence imposed.
- (2) Upon a third felony conviction, the offender shall be eligible for parole upon serving 50% of the sentence imposed.
- (3) A person convicted of a fourth or subsequent felony offense shall not be eligible for parole.

Proposed law retains present law with regard to a person convicted of a crime of violence, a person convicted of a sex offense, or a person sentenced as a habitual offender.

Nothing in proposed law shall prevent an offender from reapplying for parole in accordance with present law.

(Amends R.S. 15:574.4(A)(1))