

2026 Regular Session

HOUSE BILL NO. 968

BY REPRESENTATIVE TURNER

CRIMINAL/JUSTICE: Provides relative to electronic monitoring and associated costs

1 AN ACT

2 To amend and reenact R.S. 15:571.37(B) through (D) and (E)(1) and to enact R.S.
3 15:571.37(E)(4) and (F), relative to electronic monitoring; to provide relative to
4 payment of costs for electronic monitoring supervision; to provide for conditions of
5 electronic monitoring; to provide for penalties; to provide for duties of the court; and
6 to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 15:571.37(B) through (D) and (E)(1) are hereby amended and
9 reenacted and R.S. 15:571.37(E)(4) and (F) are hereby enacted to read as follows:

10 §571.37. Electronic monitoring programs

11 * * *

12 B.(1) The cost for an adult participating in an electronic monitoring program
13 shall be borne by the person being monitored. The court may waive the cost of
14 electronic monitoring in a juvenile matter or in any other matter at the request of the
15 entity that is otherwise responsible for the cost of monitoring.

16 (2) Any person who is subject to electronic monitoring and required to pay
17 the costs of monitoring shall provide an electronic monitoring service provider with
18 a method of payment by means of cash, credit card, electronic fund transfer, money
19 order, bank check, teller's check, cashier's check, traveler's check, electronic fund

1 transfer terminal, electronic financial terminal, automated banking device, or any
2 similar device or terminal as a means to guarantee payment.

3 C.(1) As a condition of electronic monitoring, and notwithstanding any other
4 provision of law, a person subject to electronic monitoring, including a juvenile,
5 shall do all of the following:

6 ~~(1)~~(a) Maintain the monitoring equipment in normal working order including
7 but not limited to keeping the monitoring equipment charged.

8 ~~(2)~~(b) Consent to immediate cooperation with and acquiesce to any efforts
9 to evaluate, diagnose, and repair any technical issues associated with the device and
10 monitoring by the electronic monitoring company, which may include but not be
11 limited to reasonable detention by law enforcement.

12 (2) An additional condition of repayment shall be imposed if the court has
13 ordered the satisfaction of any outstanding or delinquent payment pursuant to
14 Subsection F of this Section.

15 D. Electronic monitoring service providers operating in this state shall
16 actively monitor any person subject to electronic monitoring for compliance and
17 report any violation in accordance with R.S. 15:571.36. Daily noncompliance
18 reports shall be provided to the ~~district attorney~~ prosecuting authority regarding the
19 person being monitored.

20 E.~~(1) Upon a finding of noncompliance~~ Except as provided in Paragraph (4)
21 of this Subsection, the court may, either on its own motion or ~~that~~ on motion of the
22 district attorney, issue a warrant for the arrest of a person subject to electronic
23 monitoring upon a finding of noncompliance.

24 * * *

25 (4) The court shall, either on its own motion or on motion of the district
26 attorney, issue a warrant for the arrest of a person who is subject to electronic
27 monitoring if the person fails to satisfy all or a portion of an outstanding or
28 delinquent payment within the time period provided in Subsection F of this Section.

1 F.(1) At any time after the failure of the monitored person to pay any costs
2 associated with participation in an electronic monitoring program, the electronic
3 monitoring service provider may file proof of the nonpayment with the clerk of
4 court. If the provider is unable to obtain proof of nonpayment, the provider or the
5 court may invoke a contradictory hearing in order to establish proof of the monitored
6 person's nonpayment.

7 (2) If the court determines that any outstanding or delinquent payment is
8 owed to the provider, the court shall do all of the following:

9 (a) Order the monitored person to satisfy all or a portion of the outstanding
10 or delinquent payment within thirty days of the court's determination through the
11 designated intermediary of the court.

12 (b) Assess any filing costs against the monitored person.

13 (c) Permit the provider to remove the electronic monitoring device from the
14 monitored person upon expiration of the time period provided in Subparagraph (a)
15 of this Paragraph if all or a portion of the outstanding or delinquent payment has not
16 been recovered.

17 (3) If the monitored person is found to be indigent and therefore unable to
18 pay any outstanding or delinquent payment at the time of the court order, the court
19 may order a periodic payment plan pursuant to Code of Criminal Procedure Article
20 875.1.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 968 Original

2026 Regular Session

Turner

Abstract: Provides relative to electronic monitoring and associated costs.

Present law provides for electronic monitoring programs.

Proposed law retains present law.

Present law provides that the monitored person is responsible for the costs of electronic monitoring.

Proposed law retains present law and requires any person who is subject to electronic monitoring and the associated costs of electronic monitoring to provide the electronic monitoring service provider with a method of payment as a means to guarantee payment.

Present law provides for conditions of electronic monitoring.

Proposed law retains present law and requires an additional condition of repayment if the court has ordered the satisfaction of any outstanding or delinquent payment pursuant to proposed law.

Present law provides for procedures and duties of the court when a monitored person is found to be noncompliant with monitoring conditions.

Proposed law retains present law and requires the court to issue a warrant for the arrest of a monitored person who fails to satisfy all or a portion of an outstanding or delinquent payment within the time period provided in proposed law.

Proposed law permits an electronic monitoring service provider to file proof of nonpayment with the clerk of court at any time after the failure of the monitored person to pay any costs associated with electronic monitoring. Further provides for a contradictory hearing in order to establish proof of the monitored person's nonpayment.

Proposed law provides for duties of the court after a determination that any outstanding or delinquent payment is owed to the provider as follows:

- (1) Order the monitored person to satisfy all or a portion of the outstanding or delinquent payment within 30 days of the court's determination through the designated intermediary of the court.
- (2) Assess any filing costs against the monitored person.
- (3) Permit the provider to remove the electronic monitoring device from the monitored person after expiration of the 30-day time period if the ordered amount of the outstanding or delinquent payment has not been recovered.

Proposed law provides that the court may order a periodic payment plan pursuant to present law (C.Cr.P. Art. 875.1) for a monitored person who is found to be indigent.

(Amends R.S. 15:571.37(B)-(D) and (E)(1); Adds R.S. 15:571.37(E)(4) and (F))