

GREEN SHEET REDIGEST

HB 145

2016 Regular Session

Moreno

(KEYWORD, SUMMARY, AND DIGEST as amended by Senate committee amendments)

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

DIGEST

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, which shall 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 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.

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

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

(Adds R.S. 23:291.1)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary A to the engrossed bill

1. Adds a provision specifying that the proposed law shall not supercede the provisions of R.S. 17:15.