## 2017 Regular Session

### HOUSE BILL NO. 190

#### BY REPRESENTATIVE DWIGHT

1	AN ACT
2	To amend and reenact Code of Criminal Procedure Article 892(A) and (B)(2), relative to
3	post-sentence statements by sheriffs; to provide relative to statements prepared by
4	the sheriff indicating the amount of time a defendant has spent in custody prior to
5	conviction; to provide for the cases in which such statements must be prepared; to
6	provide with respect to the duties of the clerk of court relative to the sheriff's
7	statement and other documents; to provide relative to the dissemination of the
8	sheriff's statement and other documents; and to provide for related matters.
9	Be it enacted by the Legislature of Louisiana:
10	Section 1. Code of Criminal Procedure Article 892(A) and (B)(2) are hereby
11	amended and reenacted to read as follows:
12	Art. 892. Post-sentence statement by sheriff; accompanying documents
13	A. The sheriff shall prepare a statement indicating the amount of time a
14	defendant has spent in custody prior to conviction when such the defendant has been
15	convicted of a felony and is committed to the Department of Public Safety and
16	Corrections, has been convicted of a misdemeanor and sentenced for a term of one
17	year or more to any penal institution, or has been ordered committed to any mental
18	institution or mental hospital. The sheriff shall retain a copy of the statement and
19	submit the original to the officer in charge sheriff of the institution or department
20	parish to which the defendant is sentenced.
21	В.
22	* * *
23	(2) The clerk shall retain a copy of the statement and documents and send
24	the original to the officer in charge sheriff of the department or penal institution

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

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1	<u>parish</u> to which the defendant has been sentenced, where they shall be preserved.
2	The documents, or copies thereof, shall be made available to the governor, the
3	pardon board, and the parole committee.

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### SPEAKER OF THE HOUSE OF REPRESENTATIVES

## PRESIDENT OF THE SENATE

### GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_