HOUSE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 537 by Representative Marino

1 AMENDMENT NO. 1

- 2 On page 1, line 2, after "reenact" and before "Code" insert "R.S. 15:574.6.1(A) and"
- 3 AMENDMENT NO. 2
- 4 On page 1, line 3, after "and (G)" and before "and to enact" insert "and 895.6(A)"
- 5 AMENDMENT NO. 3
- 6 On page 1, line 4, after "relative to" and before the semi-colon ";" change "probation" to
- 7 "participation in specialty court programs"
- 8 AMENDMENT NO. 4
- 9 On page 1, line 5, after "convicted of" delete the remainder of the line and insert "certain
- offenses to allow for participation in a specialty court program upon approval by the"
- 11 AMENDMENT NO. 5
- On page 1, line 9, after "in a" delete the remainder of the line and insert the following:
- "specialty court program; to prohibit specialty court program participants
- from earning compliance credits toward a term of probation or parole; and
- to provide for related matters."
- 16 AMENDMENT NO. 6
- On page 1, line 12, after "and (G)" and before "are" insert "and 895.6(A)"
- 18 AMENDMENT NO. 7
- On page 1, delete lines 18 through 20 in their entirety, and insert the following:
- 20 "court, after a fourth conviction of a noncapital felony or after a third or
- 21 <u>fourth conviction</u> of operating a vehicle while intoxicated pursuant to R.S.
- 22 14:98, may suspend, in whole or in part, the imposition or execution of the
- sentence when the defendant was not offered such alternatives prior to his
- fourth conviction of operating a vehicle while intoxicated and the following
- conditions exist:"
- 26 AMENDMENT NO. 8
- 27 On page 2, delete lines 1 and 2 in their entirety
- 28 AMENDMENT NO. 9
- 29 On page 2, line 18, after "attorney," delete the remainder of the line
- 30 AMENDMENT NO. 10

- 1 On page 2, at the beginning of line 19, delete "as authorized by the provisions of this Article
- 2 and"

3 AMENDMENT NO. 11

4 On page 3, after line 2, add the following:

5 "* * *
6 Art. 895.6. Compliance credits; probation

- A.(1) Every Except as provided in Subparagraph (2) of this Paragraph, every defendant on felony probation pursuant to Article 893 for an offense other than a crime of violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541 shall earn a diminution of probation term, to be known as "earned compliance credits", by good behavior. The amount of diminution of probation term allowed under this Article shall be at the rate of thirty days for every full calendar month on probation.
- (2) A defendant who is ordered by the court to enter and complete a specialty court program is not eligible to receive earned compliance credits pursuant to the provisions of this Article. For purposes of this Article, "specialty court program" includes any of the following: a program provided by the drug division of the district court pursuant to R.S. 13:5301, an established driving while intoxicated court or sobriety court program, a mental health court program established pursuant to R.S. 13:5351 et seq., a Veterans Court program established pursuant to R.S. 13:5361 et seq., a reentry court established pursuant to R.S. 13:5371.

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Section 2. R.S. 15:574.6.1(A) is hereby amended and reenacted to read as follows:

§574.6.1. Compliance credits; parole

- A.(1) Every Except as provided in Paragraph (2) of this Subsection, every offender on parole for an offense other than a crime of violence as defined by R.S. 14:2(B) or a sex offense as defined by R.S. 15:541 shall earn a diminution of parole term, to be known as "earned compliance credits", by good behavior on parole. The amount of diminution of parole term allowed under this Section shall be at the rate of thirty days for every full calendar month on parole.
- (2) A defendant who as a condition of his release on parole is required to enter and complete a reentry court program established pursuant to R.S. 13:5401 is not eligible to receive earned compliance credits pursuant to the provisions of this Section.

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