

2018 Regular Session

HOUSE BILL NO. 140

BY REPRESENTATIVE LEGER

PROBATION: Provides for the use of supervision fees paid by offenders placed on probation or parole

1 AN ACT

2 To amend and reenact R.S. 15:571.21(B), 574.4.2(A)(2)(e) and (F), and 574.4.5(B) and
3 Code of Criminal Procedure Article 895.1(C), relative to probation and parole; to
4 provide relative to the supervision fees paid by offenders placed on probation or
5 parole; to provide relative to the fee assessed by the division of probation and parole
6 for collection of certain monetary assessments imposed as a condition of probation
7 or parole; to provide relative to the processing fee for each case file opened by a
8 probation and parole officer; to provide relative to the use of such fees; and to
9 provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 15:571.21(B), 574.4.2(A)(2)(e) and (F), and 574.4.5(B) are hereby
12 amended and reenacted to read as follows:

13 §571.21. Deposit of fees and assessments

14 * * *

15 B. For all monetary assessments imposed as a condition of probation or
16 parole except supervision fees, the division of probation and parole shall assess a
17 collection fee of ten percent of the funds due, which shall be added to the total
18 amount of funds due. The ten percent collection fee shall be appropriated to the
19 Department of Public Safety and Corrections to be reinvested in additional resources

1 for the division of probation and parole including salaries for probation and parole
2 officers.

3 * * *

4 §574.4.2. Decisions of committee on parole; nature, order, and conditions of parole;
5 rules of conduct; infectious disease testing

6 A.

7 * * *

8 (2) The committee may also require, either at the time of his release on
9 parole or at any time while he remains on parole, that he conform to any of the
10 following conditions of parole which are deemed appropriate to the circumstances
11 of the particular case:

12 * * *

13 (e) Pay supervision fees to the Department of Public Safety and Corrections
14 in an amount not to exceed sixty-three dollars based upon his ability to pay as
15 determined by the committee on parole. ~~Payments~~ Supervision fee payments are due
16 on the first day of each month and may be used to defray the cost of supervision
17 which includes salaries for probation and parole officers.

18 * * *

19 F. The collection of the supervision fee imposed pursuant to Subparagraph
20 ~~(A)(2)(c)~~ (A)(2)(e) of this Section shall be suspended upon the transfer of an
21 offender to another state for parole supervision in that state, pursuant to the interstate
22 compact for out-of-state parolee supervision as provided in R.S. 15:574.31 et seq.

23 * * *

24 §574.4.5. Probation and parole processing fee

25 * * *

26 B. All fees collected pursuant to this Section shall be remitted to the
27 treasurer's office on a monthly basis and may be used to defray the cost of
28 supervision which includes salaries for probation and parole officers.

29 * * *

Public Safety and Corrections to be reinvested in additional resources for the division of probation and parole.

Proposed law retains present law but provides that the fees collected pursuant to these provisions of present law may be used for the salaries of probation and parole officers.

(Amends R.S. 15:571.21(B), 574.4.2(A)(2)(e) and (F), and 574.4.5(B) and C.Cr.P. Art. 895.1(C))