

HOUSE COMMITTEE AMENDMENTS

2023 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 444 by Representative Freiberg

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" delete the remainder of the line and insert the following:

3 "R.S. 15:574.2(C)(2)(e) and 574.4(A)(4)(e), (B)(2)(a)(vi), (b)(vi), (c)(vi), and
4 (d)(vi),"

5 AMENDMENT NO. 2

6 On page 1, line 2, after "(b)(vi)," delete the remainder of the line and insert "(c)(vi), and
7 (d)(vi)"

8 AMENDMENT NO. 3

9 On page 1, line 5, after "(J)(1)(e)(introductory paragraph)" and before "and" delete the
10 comma ",", and insert "and R.S. 15:574.4.2(E)"

11 AMENDMENT NO. 4

12 On page 1, between lines 14 and 15, insert the following:

13 "§574.2. Committee on parole, Board of Pardons; membership; qualifications;
14 vacancies; compensation; domicile; venue; meetings; quorum; panels;
15 powers and duties; transfer of property to committee; representation of
16 applicants before the committee; prohibitions

17 * * *
18 C.
19 * * *

20 (2) Except in cases where the offender is released pursuant to Paragraph (4)
21 of this Subsection, the committee may grant parole with two votes of a three-member
22 panel, or, if the number exceeds a three-member panel, a majority vote of those
23 present if all of the following conditions are met:

24 * * *
25 (e) The offender has obtained or completed a ~~GED credential, unless the~~
26 ~~offender has previously obtained a high school diploma or is deemed by a certified~~
27 ~~educator as being incapable of obtaining a GED credential due to a learning~~
28 ~~disability. If the offender is deemed incapable of obtaining a GED credential, the~~
29 ~~offender must complete~~ at least one of the following:
30 (i) a A literacy program.
31 (ii) ~~an~~ An adult basic education program;
32 (iii) ~~or a A~~ job skills training program.
33 (iv) A GED certification.
34 * * *"

35 AMENDMENT NO. 5

36 On page 4, between lines 6 and 7, insert the following:

37 "(d) If the person was at least fifty years of age at the time he was sentenced
38 to life imprisonment, he shall be eligible for parole consideration if all of the
39 following conditions have been met:
40 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 (vi) The person has obtained or completed a ~~GED~~ credential, unless the
2 prisoner has previously obtained a high school diploma or is deemed by a certified
3 educator as being incapable of obtaining a ~~GED~~ credential due to a learning
4 disability or because such programming is not available. If the prisoner is deemed
5 incapable of obtaining a ~~GED~~ credential, the person shall complete at least one of the
6 following:

- 7 (aa) a A literacy program;
- 8 (bb) an An adult basic education program;
- 9 (cc) ~~or a A~~ job skills training program.
- 10 (dd) A GED certification."

11 AMENDMENT NO. 6

12 On page 6, after line 29, insert the following:

13 "§574.4.2. Decisions of committee on parole; nature, order, and conditions of
14 parole; rules of conduct; infectious disease testing

15 * * *

16 E.(1) Before the committee on parole places a person on parole, the
17 committee may ~~shall~~ determine if he has a high school diploma or its equivalent and,
18 if he does not, the committee ~~shall~~ condition parole upon the parolee's enrolling in
19 or completion of and attending an adult education or reading program until he
20 obtains a GED credential, or until he completes such educational programs required
21 by the committee, and has attained a sixth grade reading level, or until his term of
22 parole expires, whichever occurs first. All costs shall be paid by the parolee. If the
23 committee finds that there are no adult education or reading programs in the parish
24 in which the parolee is domiciled, the parolee is unable to afford such a program, or
25 attendance would create an undue hardship on the parolee, the committee may
26 suspend this condition of parole. one of the following:

- 27 (a) A literacy program.
- 28 (b) An adult basic education program;
- 29 (c) A job skills training program.
- 30 (d) A GED certification.

31 (2) The provisions of this Subsection shall not apply to those parolees who
32 have already obtained a GED or high school diploma or who are mentally,
33 physically, or by reason of age, infirmity, dyslexia, or other such learning disorders,
34 unable to participate.

35 * * *"