

2026 Regular Session

HOUSE BILL NO. 169

BY REPRESENTATIVE HORTON

CRIMINAL/SENTENCING: Provides relative to extradition as a condition of probation or parole

1 AN ACT

2 To amend and reenact R.S. 15:574.4.2(A)(2)(k) and Code of Criminal Procedure Articles
3 895(A)(introductory paragraph) and 895.1(B)(introductory paragraph) and to enact
4 Code of Criminal Procedure Articles 895(A)(14) and 895.1(B)(8), relative to
5 conditions for probation and parole supervision; to provide for an additional
6 condition of parole relative to extradition; to provide for an additional condition of
7 probation relative to extradition; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 15:574.4.2(A)(2)(k) is hereby amended and reenacted to read as
10 follows:

11 §574.4.2. Decisions of committee on parole; nature, order, and conditions of parole;
12 rules of conduct; infectious disease testing

13 A.

14 * * *

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

19 * * *

(k) Waive extradition to the state of Louisiana from any jurisdiction in or outside of the United States and agree not to contest any effort by any jurisdiction for return to the state of Louisiana. If returned from a jurisdiction outside the state of Louisiana, pay the Department of Public Safety and Corrections, division of probation and parole, for the full cost of extradition based upon the parolee's ability to pay as determined by the committee on parole.

* * *

Section 2. Code of Criminal Procedure Articles 895(A)(introductory paragraph) and 895.1(B)(introductory paragraph) are hereby amended and reenacted and Code of Criminal Procedure Articles 895(A)(14) and 895.1(B)(8) are hereby enacted to read as follows:

Art. 895. Conditions of probation

A. When the court places a defendant on probation, it shall require the defendant to refrain from criminal conduct and to pay a supervision fee to defray the costs of probation supervision, ~~and it.~~ The court may also impose any specific conditions reasonably related to his rehabilitation, including that the defendant do any of the following. ~~That the defendant shall~~ that are deemed appropriate to the circumstances of the particular case:

* * *

(14) Waive extradition to the state of Louisiana from any jurisdiction in or outside of the United States and agree not to contest any effort by any jurisdiction for the return to the state of Louisiana.

* * *

Art. 895.1. Probation; restitution; judgment for restitution; fees

* * *

B. When a court suspends the imposition or the execution of a sentence and places the defendant on probation, it may ~~in its discretion, order placed,~~ as a condition of probation, order the defendant to pay an amount of money ~~to be paid by the defendant to~~ toward any or all of the following:

* * *

1 (8) To the Department of Public Safety and Corrections, division of
2 probation and parole, for the full cost of extradition in cases where extradition of the
3 defendant is warranted. The court may establish a payment plan based upon the
4 defendant's ability to pay.

5 * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 169 Original

2026 Regular Session

Horton

Abstract: Provides relative to extradition as a condition of probation or parole.

Present law (R.S. 15:574.4.2) provides for conditions of parole.

Proposed law retains present law.

Present law provides that one the conditions of parole may be the waiver of extradition to the state of La. from any jurisdiction in or outside of the U.S. and the agreement not to contest any effort by any jurisdiction for return to the state of La.

Proposed law retains present law and provides that if a parolee is returned from a jurisdiction outside the state of La., he is to pay the Dept. of Public Safety and Corrections (DPS&C), division of probation and parole, for the full cost of extradition based upon the parolee's ability to pay as determined by the committee on parole.

Present law (C.Cr.P. Art. 895) provides for conditions of probation.

Proposed law retains present law and provides that an additional condition of probation may be the waiver of extradition to the state of La. from any jurisdiction in or outside of the U.S. and an agreement not to contest any effort by any jurisdiction for the return to the state of La.

Present law (C.Cr.P. Art. 895.1) provides for the payment of restitution in cases where the defendant has been placed on probation and the victim or his family has suffered any direct loss of actual cash, any monetary loss pursuant to damage to or loss of property, or medical expense.

Proposed law retains present law.

Present law authorizes the court to order, as a condition of probation, that the defendant pay an amount of money toward certain entities and programs.

Proposed law retains present law and adds the DPS&C, division of probation and parole, as a payment recipient for the full cost of extradition in cases where extradition of the defendant is warranted. Further permits the court to establish a payment plan based upon the defendant's ability to pay.

(Amends R.S. 15:574.4.2(A)(2)(k) and C.Cr.P. Arts. 895(A)(intro. para.) and 895.1(B)(intro. para.); Adds C.Cr.P. Arts. 895(A)(14) and 895.1(B)(8))