HOUSE SUMMARY OF SENATE AMENDMENTS

House Bill No. 106 by Representative Moreno

CRIMINAL/SENTENCING: Requires reporting from providers of home incarceration or electronic monitoring services to DPS&C

Synopsis of Senate Amendments

1. Adds that providers of home incarceration supervision or electronic monitoring services shall include in the annual report the number of defendants terminated from home incarceration and the reasons for the termination.

Digest of Bill as Finally Passed by Senate

Present law provides for sentencing to home incarceration in lieu of incarceration in a correctional facility.

Proposed law retains the provisions of present law and further provides that all providers of home incarceration or electronic monitoring services shall submit information to the court, the sheriff of the parish, and DPS&C. Authorizes DPS&C to establish regulations to develop a uniform reporting format and procedures for providers of home incarceration in order to promote efficiency and uniformity in data collection. Information provided shall include but not be limited to:

(1) An annual report indicating the services offered, areas served, number of defendants served, number of defendants who successfully completed home incarceration and the number of defendants terminated and the reasons for termination, and credentials or qualifications of the provider.

(2) A monthly report including the name, date of birth, and offense of conviction for every defendant supervised.

(3) Failure to comply with proposed law may subject the provider to forfeiture of its authority to do business.

Present law requires the court to send written notice to certain entities when a defendant is placed on home incarceration.

Proposed law requires the court to make a minute entry within 30 days of the court order placing a defendant on home incarceration. Requires that the minute entry include contact information of the home incarceration or electronic monitoring provider.

(Amends C.Cr.P. Art. 894.2(A)(intro. para.) and (3), (B), (C), (E), (H), and (I))