

Regular Session, 2014

HOUSE BILL NO. 683

BY REPRESENTATIVES TERRY LANDRY AND KATRINA JACKSON

1 AN ACT

2 To amend and reenact R.S. 13:5304(B)(10) and (K), relative to district courts' drug division  
3 probation programs; to expand eligibility for participation in the drug division  
4 probation program to defendants with certain prior felony convictions; to require that  
5 drug division program evaluations shall include information on recidivism reduction  
6 on participants; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 13:5304(B)(10) and (K) are hereby amended and reenacted to read  
9 as follows:

10 §5304. The drug division probation program

11 \* \* \*

12 B. Participation in probation programs shall be subject to the following  
13 provisions:

14 \* \* \*

15 (10) In order to be eligible for the drug division probation program, the  
16 defendant must satisfy each of the following criteria:

17 (a) The defendant cannot have any prior felony ~~convictions~~ conviction for  
18 any ~~offenses~~ offense defined as crimes of violence in R.S. 14:2(B) as a homicide in  
19 R.S. 14:29.

20 (b) The crime before the court cannot be a crime of violence as defined in  
21 R.S. 14:2(B), ~~including domestic violence~~ or an offense of domestic abuse battery  
22 which is punishable by imprisonment at hard labor as provided in R.S. 14:35.3.

23 (c) Other criminal proceedings alleging commission of a crime of violence  
24 as defined in R.S. 14:2(B) cannot be pending against the defendant.

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~~(d) Repealed by Acts 2013, No. 389, §5.~~

~~(e)~~(d) The crime before the court cannot be a charge of driving under the influence of alcohol or any other drug or drugs that resulted in the death of a person.

~~(f) Repealed by Acts 2013, No. 389, §5.~~

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K. Each drug division shall develop a method of evaluation so that its effectiveness can be measured. These evaluations shall be compiled annually and transmitted to the judicial administrator of the Supreme Court of Louisiana and shall include information on recidivism reduction on the participants in the program.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_