2022 Regular Session

HOUSE BILL NO. 323

BY REPRESENTATIVE NELSON

CORRECTIONS/PRISONERS: Creates the Back on Track Louisiana Pilot Program

AN ACT

To enact R.S. 15:745.4, relative to the confinement of inmates; to provide relative to persons committed to the custody of the Department of Public Safety and Corrections who are confined in a parish jail; to create the Back on Track Louisiana Pilot Program; to provide relative to participation in the program; to provide relative to payments to local jails; to provide relative to funding; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:745.4 is hereby enacted to read as follows:

§745.4. Back on Track Louisiana Pilot Program; establishment

A. Subject to the availability of funds and appropriate resources, the sheriff of each parish is hereby authorized to establish and administer a Back on Track Louisiana Pilot Program for inmates of any jail or prison under the jurisdiction of the sheriff.

B. The legislature recognizes that an essential component of reducing recidivism is providing an individual with the necessary skills to afford the individual with the opportunity to earn a living, support his family, and contribute to his community.

C. For purposes of this Section, "inmate" shall mean an inmate sentenced to the Department of Public Safety and Corrections who is in the custody of the sheriff.
D. The Department of Public Safety and Corrections shall promulgate rules in accordance with the Administrative Procedure Act to assign a percentage value to each of the following criteria that an inmate satisfied while being confined in a parish jail:

(1) Attained a tenth grade reading level.
(2) Obtained a high school diploma or GED credential.
(3) Obtained an industry-based certificate.
(4) Established a bank account with at least two months of living expenses.
(5) Obtained a valid driver's license.
(6) Established a verified permanent address prior to release.
(7) Obtained a release or extinguishment of any prior wage garnishments or debts.
(8) Secured an employment opportunity prior to release.

E. (1) The Department of Public Safety and Corrections shall calculate one-half of the average number of days of incarceration of an inmate times the amount the department pays the sheriff each day for the housing of inmates in parish jails as provided by R.S. 15:824(B)(1)(a).
(2) The sheriff shall report to the department the criteria, as established pursuant to Subsection D of this Section, accomplished by each inmate.
(3) The department shall multiply the total percentage value of the criteria accomplished by each inmate times the value established by Paragraph (1) of this Subsection, and the department shall pay that amount to the sheriff for each inmate.
(4) The amount paid for each inmate pursuant to Paragraph (3) of this Subsection shall be in addition to the amount paid pursuant to R.S. 15:824(B)(1)(a).

F. The department shall be responsible for the tracking and collection of recidivism rates of inmates relative to the criteria in Subsection D of this Section and may adjust the criteria from time to time to reflect reduced recidivism.

G. The secretary of the Department of Public Safety and Corrections is hereby authorized to provide inmates housed in parish jails with access to as many...
support services as possible to increase the likelihood of successful reentry into
society and to reduce recidivism. If any inmate violates the conditions prescribed
by the sheriff or the Department of Public Safety and Corrections, his program
privileges may be withdrawn.

H. The provisions of this Section shall be implemented only to the extent
that funds are appropriated for this purpose and to the extent that is consistent with
available resources. If any funding for the program is not adequate to cover the costs
of payments provided to the sheriff in Subsection E of this Section, payments may
be reduced proportionately relative to available funding and the secretary may limit
the number of participating parishes to serve as pilot locations for the program.

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 323 Engrossed 2022 Regular Session Nelson

Abstract: Creates the Back on Track Louisiana Pilot Program.

Proposed law authorizes the sheriff of each parish to establish and administer a Back on
Track La. Pilot Program for inmates of any jail or prison under the jurisdiction of the sheriff.

Proposed law requires the Dept. of Public Safety and Corrections to promulgate rules to
assign a percentage value to each of the following criteria that an inmate satisfied while
being confined in a parish jail:

(1) Attained a 10th grade reading level.
(2) Obtained a high school diploma or GED credential.
(3) Obtained an industry-based certificate.
(4) Established a bank account with at least two months of living expenses.
(5) Obtained a valid driver's license.
(6) Established a verified permanent address prior to release.
(7) Obtained a release or extinguishment of any prior wage garnishments or debts.
(8) Secured an employment opportunity prior to release.

Proposed law requires the department to calculate one-half of the average number of days
of incarceration of an inmate times the amount the department pays the sheriff each day for
the housing of inmates in parish jails as provided by present law (R.S. 15:824(B)(1)(a)).

CODING: Words in struck through type are deletions from existing law; words underscored
are additions.
Proposed law requires the sheriff to report to the department the proposed law criteria accomplished by each inmate.

Proposed law further requires the department to multiply the total percentage value of the proposed law criteria accomplished by each inmate times the value established by proposed law and the department shall pay that amount to the sheriff for each inmate. Further provides that the amount paid for each inmate shall be in addition to the amount paid pursuant to present law (R.S. 15:824(B)(1)(a)).

Proposed law authorizes the secretary of the Dept. of Public Safety and Corrections to provide inmates housed in parish jails with access to as many support services as possible to increase the likelihood of successful reentry into society and to reduce recidivism.

Provides that proposed law shall be implemented only to the extent that funds are appropriated and to the extent that is consistent with available resources. Provides that payments to the sheriff may be reduced proportionately relative to available funding and the secretary may limit the number of participating parishes that serve as pilot locations for the proposed law program.

(Adds R.S. 15:745.4)