
HOUSE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to
Original House Bill No. 195 by Representative Mack

1 AMENDMENT NO. 1**2** On page 3, delete lines 1 through 8 in their entirety and insert the following:

3 "H.(1) If any defendant is placed on supervised probation for a
4 period of two years or more, upon the defendant's having served eighteen
5 months of his probation term, the Department of Public Safety and
6 Corrections, division of probation and parole shall submit a written
7 compliance report to the court, the prosecuting agency, and to the defendant
8 and his attorney with recommendations regarding all issues relevant to the
9 defendant's probation. The court shall review the report to determine
10 whether the defendant has earned compliance credits pursuant to Article
11 895.6 and to determine whether the defendant's probation term may be
12 terminated early as "satisfactorily completed" pursuant to the provisions of
13 this Paragraph.

14 (2) In making these determinations, the court shall consider all of the
15 following with respect to the defendant's behavior and actions during the
16 probation term:"

17 AMENDMENT NO. 2**18** On page 3, delete lines 19 through 21 in their entirety and insert the following:

19 "(3) Upon review of the report and the factors set forth in
20 Subparagraph (2) of this Paragraph, the court shall issue an interim order
21 with its findings and rulings and shall provide notice of such interim order
22 to the prosecuting agency and to the defendant and his attorney.

23 (4) Upon issuance of the interim order, any party may request within
24 ten days a contradictory hearing for the purpose of challenging the court's
25 findings and rulings. The hearing shall be held no later than thirty days from
26 the date the request was made for the hearing. If no contradictory hearing is
27 requested within the ten-day period, the court's findings and rulings shall
28 stand and the court's interim order shall become final.

29 (5) If at the review of the defendant's probation, or after a
30 contradictory hearing requested and held pursuant to Subparagraph (4) of this
31 Paragraph, the court determines that the defendant has substantially complied
32 with all terms and conditions of probation, the court's order shall award the
33 defendant the compliance credits earned pursuant to Article 895.6 and may
34 order that the probation term of the defendant be terminated early as
35 "satisfactorily completed".

36 AMENDMENT NO. 3**37** On page 3, at the beginning of line 22, change "(3)" to "(6)"**38** AMENDMENT NO. 4**39** On page 3, delete lines 26 through 28 in their entirety**40** AMENDMENT NO. 5**41** On page 4, delete lines 1 through 8 in their entirety