

# ACT No. 748

2022 Regular Session

HOUSE BILL NO. 893

BY REPRESENTATIVE HUGHES

1 AN ACT

2 To amend and reenact R.S. 15:827.1(E)(2), 827.2(A)(2) and (3), and 827.3 and to repeal  
3 R.S. 15:827.2(D)(7), relative to the Department of Public Safety and Corrections; to  
4 provide relative to the reentry preparation program; to require the department to  
5 enter into cooperative endeavors or contracts to provide entrepreneurial educational  
6 opportunities for eligible offenders; to provide with respect to reporting of financial  
7 and other impacts of criminal justice reinvestment legislation; to provide with respect  
8 to the calculation and allocation of savings attributable to such legislation; and to  
9 provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 15:827.1(E)(2), 827.2(A)(2) and (3), and 827.3 are hereby amended  
12 and reenacted to read as follows:

13 §827.1. Reentry preparation program; establishment

14 \* \* \*

15 E.

16 \* \* \*

17 (2) The department ~~may~~ shall enter into cooperative endeavors or contracts  
18 with the Louisiana Workforce Commission, the Louisiana Department of Education,  
19 and the Louisiana community and technical colleges, educational institutions,  
20 training facilities, and service providers to provide entrepreneurial educational  
21 opportunities for eligible offenders.

22 \* \* \*

1 §827.2. Data collection and reporting requirements; report to criminal justice  
2 committees

3 A.

4 \* \* \*

5 (2) The department shall ~~provide the information described in Subsection D~~  
6 ~~of this Section to the Joint Legislative Committee on the Budget and the~~  
7 ~~commissioner of administration by June 30, 2018, and shall provide updated~~  
8 ~~information annually thereafter~~ submit a report to the House Committee on the  
9 Administration of Criminal Justice and the Senate Committee on Judiciary B no later  
10 than June thirtieth of each year. The report shall contain all information provided for  
11 in Subsection D of this Section.

12 (3) The department shall make the ~~information described in Paragraphs~~  
13 ~~(D)(1) through (6) of this Section~~ annual report publicly available by June 30, 2018,  
14 and shall update the information annually thereafter June thirtieth of each year.

15 \* \* \*

16 §827.3. Savings attributable to criminal justice reforms; data collection and  
17 reporting requirements to the Joint Legislative Committee on the Budget

18 A.(1) At the end of each fiscal year, the Department of Public Safety and  
19 Corrections shall ~~provide to the commissioner of administration and to the Joint~~  
20 ~~Legislative Committee on the Budget a statement of calculated~~ calculate the annual  
21 savings realized as a result of reforms to the criminal justice system reinvestment  
22 legislation enacted in the 2017 Regular Session of the Legislature and thereafter. For  
23 Fiscal Year 2017-2018, seventy percent of the savings shall be deemed a bona fide  
24 obligation of the state and shall be allocated by the department according to  
25 Subsection B of this Section. For Fiscal Year 2018-2019 and each

26 (2) Each fiscal year, thereafter, fifty percent of the annual savings shall be  
27 deemed a bona fide obligation of the state and shall be allocated by the department  
28 according to Subsection B of this Section and twenty percent of the annual savings  
29 shall be deemed a bona fide obligation of the state and shall be allocated by the  
30 department for juvenile justice initiatives and programs.

1           ~~B. The amount deemed to be a bona fide obligation pursuant to the~~  
2           ~~provisions of Subsection A of this Section, except for the portion required to be~~  
3           ~~allocated by the department for juvenile justice initiatives and programs, the annual~~  
4           ~~savings shall be allocated as follows:~~

5           ~~(1) Thirty~~ (a) Fifteen percent shall be allocated to the Department of Public  
6           Safety and Corrections to award incentive grants to parishes, judicial districts, and  
7           nonprofit community partner organizations to expand evidence-backed prison  
8           alternatives and reduce admissions to the state prison system.

9           ~~(2) Twenty~~ (b) Ten percent shall be allocated to the Louisiana Commission  
10          on Law Enforcement and the Administration of Criminal Justice to award  
11          competitive grants for victim services, including but not limited to victim safety  
12          assessments and safety planning, trauma-informed treatment and services for victims  
13          and survivors, shelters and transitional housing for domestic violence victims and  
14          their children, batterers' intervention programming, and victim-focused education  
15          and training for justice system professionals.

16          ~~(3) The remainder shall be allocated to the Department of Public Safety and~~  
17          ~~Corrections for targeted investments in reentry services, community supervision,~~  
18          ~~educational and vocational programming, transitional work programs, and contracts~~  
19          ~~with parish jails and other local facilities that house state inmates to incentivize~~  
20          ~~expansion of recidivism reduction programming and treatment services.~~

21          (c) Forty-five percent shall be allocated to the Louisiana Community and  
22          Technical College System for targeted investments in educational and vocational  
23          training aimed at recidivism reduction programming for adult and juvenile offenders.  
24          Such funds shall be utilized in connection with any other available sources of federal  
25          or state aid or training funds. The Louisiana Community and Technical College  
26          System shall provide a report to the legislature by December fifteenth of each year  
27          which shall include but not be limited to the following:

28                 (i) A detailed description of the number of people trained categorized by age,  
29                 race, gender, and geographic region.

30                 (ii) A detailed description of the credentials issued.

1                    (iii) The average expenditure per student trained.

2                    (iv) The percentage of the eligible population who participated in training.

3                    (3) Amounts allocated each year pursuant to Paragraph (2) of this Subsection  
4                    shall be deemed a bona fide obligation of the state.

5                    B.(1) The Department of Public Safety and Corrections shall submit a report  
6                    regarding savings attributable to criminal justice reinvestment legislation to the Joint  
7                    Legislative Committee on the Budget in the month of July of each year.

8                    (2) The report shall include all of the following:

9                    (a) The total annual savings and the calculation used to determine the  
10                    savings pursuant to Subsection A of this Section.

11                    (b) The amounts allocated pursuant of this Section and a description of how  
12                    the funds were used in the immediately preceding fiscal year and each prior fiscal  
13                    year through Fiscal Year 2014-2015 and how the Department of Public Safety and  
14                    Corrections plans to use the funds in the current fiscal year.

15                    (c) A comparison of the number of individuals eligible for educational and  
16                    vocational programming, the number of participants in educational and vocational  
17                    programming, and the total amount expended on the programming from justice  
18                    reinvestment funds and any additional sources of funds for the immediately  
19                    preceding fiscal year and each prior fiscal year through Fiscal Year 2014-2015.

20                    (d) A comparison of recidivism rates for individuals receiving community-  
21                    based services, individuals receiving educational and vocational programming, and  
22                    individuals receiving a combination of community-based services and educational  
23                    and vocational programming for the immediately preceding fiscal year and each  
24                    prior fiscal year through Fiscal Year 2014-2015.

25                    (e) A comparison of post-incarceration employment rates for individuals  
26                    who received educational and vocational programming for the immediately  
27                    preceding fiscal year and each prior fiscal year through Fiscal Year 2014-2015.

28                    (3) The department shall provide information required pursuant to this  
29                    Subsection for all offenders in state facilities, offenders sentenced to the Department  
30                    of Public Safety and Corrections who are in the custody of the sheriff or other local

1           governing authority, and youth in the custody or under supervision of the Office of  
2           Juvenile Justice.

3           Section 2. R.S. 15:827.2(D)(7) is hereby repealed in its entirety.

4           Section 3. The provisions of Sections 1 and 2 of this Act shall apply prospectively  
5           only and percentages for savings allocations shall apply to savings generated in Fiscal Year  
6           2022-2023 and subsequent years. Nothing in this Act shall change or impact the savings  
7           recognized in Fiscal Years 2017-2018 through 2021-2022 or change or impact the  
8           continuous and reoccurring allocation of savings recognized in these prior fiscal years and  
9           allocated to the Department of Public Safety and Corrections, the office of juvenile justice,  
10          the Louisiana Commission on Law Enforcement and Administration of Criminal Justice, and  
11          sheriffs' offices for the purpose of reinvestment as provided in Act 261 of the 2017 Regular  
12          Session.

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

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