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## DIGEST

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HB 212 Reengrossed

2024 Regular Session

Beaulieu

**Abstract:** Provides relative to notification procedures when the defendant has been found not guilty by reason of insanity and has been committed to the custody of the La. Dept. of Health.

Proposed law requires the La. Dept. of Health (LDH) to notify the district attorney and criminal court (regarding a defendant adjudicated not competent to stand trial or not guilty by reason of insanity and committed to LDH) when:

- (1) The defendant is transferred to another facility.
- (2) The defendant is released from custody or placed on conditional release.

Proposed law further requires the district attorney to notify the victim or victim's family if notification has been requested.

Proposed law requires the LDH to notify the district attorney, victim, and criminal court if the person escapes.

Proposed law requires the LDH to notify the same people within 48 hours if the defendant is recaptured.

(Adds R.S. 46:1844(Y))

### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Make technical changes.
2. Remove proposed law relative to notification procedures for commutations or pardons granted by the governor.

### The House Floor Amendments to the engrossed bill:

1. Clarify that the victim, family member of the victim, or witness shall immediately be notified of a defendant's escape from any facility under the jurisdiction of the LDH or

from a private mental institution if the information of the victim, family member of the victim, or witness is known to the LDH.

2. Remove provisions of proposed law relative to notification and notice by electronic mail communications.