
HOUSE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by House Committee on Judiciary to Original House Bill No. 864
by Representative Green

1 AMENDMENT NO. 1

2 On page 3, at the end of line 4, delete the colon ":" and insert "to determine eligibility and
3 suitability for program admission:"

4 AMENDMENT NO. 2

5 On page 3, line 20, change "clinical" to "program"

6 AMENDMENT NO. 3

7 On page 3, at the end of line 23, delete "and the" and insert a comma ","

8 AMENDMENT NO. 4

9 On page 3, at the end of line 24, change the period "." to a comma "," and insert "and the
10 defendant's counsel."

11 AMENDMENT NO. 5

12 On page 4, delete lines 17 and 18 in their entirety and insert "to participate in the program
13 and undergo treatment. The court shall advise and the defendant shall be subject to the
14 following:"

15 AMENDMENT NO. 6

16 On page 4, delete lines 26 through 28 in their entirety

17 AMENDMENT NO. 7

18 On page 5, delete lines 1 through 5 in their entirety and insert the following:

19 "(b) Upon acceptance of the guilty plea, the defendant's case shall be
20 transferred to the drug court division, where the defendant shall be under the
21 supervision of the drug division probation program for a period not less than twelve
22 months."

23 (c) During drug division probation program supervision, the defendant may
24 be required to receive long-term residential treatment, in-patient treatment, or
25 community-based out-patient treatment based on a clinical assessment
26 recommendation and approval by the drug division probation program judge."

27 AMENDMENT NO. 8

28 On page 5, delete lines 10 through 19 in their entirety and insert the following:

29 "(f) If the defendant successfully completes all requirements of the drug
30 division probation program and all other requirements of his court-ordered probation,
31 the judge may, on motion of the district attorney or the defendant, order the setting
32 aside of the conviction and dismissal of prosecution within the provisions of Code
33 of Criminal Procedure Articles 893 and 894.

1 (g) If the defendant does not successfully complete the drug division
2 probation program, the judge may revoke the probation and impose sentence, or the
3 judge may revoke the probation and order the defendant to serve the sentence
4 previously imposed and suspended."

5 AMENDMENT NO. 9

6 On page 8, delete lines 3 through 10 in their entirety and insert the following:

7 "(b) If it is determined after screening that the defendant is not qualified for
8 enrollment in the drug division probation program, reasons for that determination
9 shall be provided to the defendant and made part of the record in his case.

10 (c) The office of probation and parole or the district attorney may petition the
11 court for immediate discharge of any individual who fails to comply with treatment
12 program rules and treatment expectations or who refuses to constructively engage
13 in the treatment process."

14 AMENDMENT NO. 10

15 On page 8, delete lines 21 through 25 in their entirety and insert the following:

16 "K. Each drug division shall implement process and outcome measures
17 promulgated by the Louisiana Supreme Court Drug and Specialty Court Office for
18 assessing program effectiveness. Reports of progress and outcome measures shall be
19 transmitted annually to the judicial administrator of the Supreme Court of
20 Louisiana."