

DIGEST

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SB 413 Reengrossed

2024 Regular Session

Miller

Present law (C.Cr.P. Art. 893) provides that the court may terminate probation as "satisfactorily completed" at any time if a final determination is made that the defendant is in compliance with all other terms and conditions of his probation.

Proposed law provides that a court will not terminate probation early if proposed law making certain offenses ineligible for earned compliance credits prohibits doing so.

Present law (C.Cr.P. Art. 897) provides that in a felony case, the court may terminate probation early, or as unsatisfactory, and discharge the defendant at any time after the expiration of one year of probation in certain circumstances.

Proposed law provides that the court, for a conviction of operating a vehicle while intoxicated, vehicular homicide, or first degree vehicular negligent injuring, shall not terminate probation early, or as unsatisfactory, and discharge the defendant.

Present law provides that in a misdemeanor case, the court may terminate the defendant's suspended sentence or probation and discharge him at any time when certain conditions are met.

Proposed law amends present law to prohibit the termination of the defendant's suspended sentence or probation if the offense is vehicular negligent injuring.

Effective August 1, 2024.

(Amends C.Cr.P. Arts. 893(I)(4) and 897(A)(intro. para.) and (B)(intro. para.))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Technical legislative bureau amendments

Summary of Amendments Adopted by House

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

1. Make technical changes.
2. Remove provisions relative to early termination of parole.
3. Relative to termination of probation or suspended sentence, move proposed law relative to vehicular negligent injuring from provisions of present law pertaining to felony cases to provisions of present law pertaining to misdemeanor cases.