

2018 Regular Session

HOUSE BILL NO. 278

BY REPRESENTATIVE MARINO

PROBATION: Provides relative to the Swift and Certain Probation Pilot Program

1 AN ACT

2 To amend and reenact R.S. 13:5373(B) and (E) and to enact R.S. 13:5373(F), relative to the  
3 Swift and Certain Probation Pilot Program; to provide for the allocation of savings  
4 realized from participation in the program; to provide for the use of such funds; and  
5 to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:5373(B) and (E) are hereby amended and reenacted and R.S.  
8 13:5373(F) is hereby enacted to read as follows:

9 §5373. Swift and Certain Probation Pilot Program; Twenty-fourth Judicial District  
10 Court; creation

11 \* \* \*

12 B. Any funds realized from a reduction in the amount of time a person would  
13 have been required to serve in prison if the defendant had not been placed on  
14 probation as provided by this Chapter shall be appropriated to the Department of  
15 Public Safety and Corrections and shall be used to defray the additional operational  
16 expenses of probation and parole, the Twenty-fourth Judicial District Court, and  
17 other criminal justice initiatives related to Jefferson Parish and reentry initiatives.

18 The Department of Public Safety and Corrections shall measure and document cost

1 savings from the implementation of this Chapter and provide information to the  
2 legislature regarding the estimated savings annually.

3 \* \* \*

4 E. The annual savings realized pursuant to this Chapter shall be allocated as  
5 follows:

6 (1) Thirty percent shall be allocated to the Twenty-fourth Judicial District  
7 Court to support and expand evidence-backed prison alternatives and reduce  
8 admissions to the state prison system.

9 (2) Twenty percent shall be allocated to the Department of Public Safety and  
10 Corrections to award incentive grants to Jefferson Parish and nonprofit community  
11 partner organizations within Jefferson Parish to expand evidence-backed prison  
12 alternatives and to reduce admissions to the state prison system.

13 (3) Twenty percent shall be allocated to the Louisiana Commission on Law  
14 Enforcement and Administration of Criminal Justice to award competitive grants for  
15 victim services within Jefferson Parish, including but not limited to victim safety  
16 assessments and safety planning, trauma-informed treatment and services for victims  
17 and survivors, shelters and transitional housing for domestic violence victims and  
18 their children, batterers' intervention programming, and victim-focused education  
19 and training for justice system professionals.

20 (4) The remainder shall be allocated to the Department of Public Safety and  
21 Corrections for targeted investments in Jefferson Parish related to reentry services,  
22 community supervision, educational and vocational programming, transitional work  
23 programs, and contracts with the parish jail and other local facilities that house state  
24 inmates to incentivize expansion of recidivism reduction programming and treatment  
25 services.

26 E.F. Nothing in this Section shall be construed to limit the judge's authority  
27 over an offender on probation.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 278 Original

2018 Regular Session

Marino

**Abstract:** Allocates savings realized from the Swift and Certain Probation Pilot Program to evidence-backed prison alternatives, Jefferson Parish prison population reduction incentive grants, competitive grants for victim services, and targeted investments in Jefferson Parish.

Present law provides for the Swift and Certain Probation Pilot Program in the 24<sup>th</sup> JDC, and provides for the goals of the program. Requires any funds realized from a reduction in the amount of time a person would have been required to serve in prison if the defendant had not been placed in the program to be appropriated to the Dept. of Public Safety and Corrections and used to defray the additional operational expenses of probation and parole and reentry initiatives.

Proposed law modifies present law by requiring that any funds realized be used to defray the additional operational expenses of probation and parole, the 24<sup>th</sup> JDC, and other criminal justice initiatives related to Jefferson Parish.

Proposed law allocates annual savings from the program as follows:

- (1) 30% of the annual savings realized to be allocated to the 24<sup>th</sup> JDC to support and expand evidence-backed prison alternatives and reduce admissions to the state prison system.
- (2) 20% of the annual savings realized to be allocated to the Dept. of Public Safety and Corrections to award incentive grants to Jefferson Parish and nonprofit community partner organizations within Jefferson Parish to expand evidence-backed prison alternatives and reduce admissions to the state prison system.
- (3) 20% of the annual savings realized to be allocated to the La. Commission on Law Enforcement and Administration of Criminal Justice to award competitive grants for victim services within Jefferson Parish, including but not limited to victim safety assessments and safety planning, trauma-informed treatment and services for victims and survivors, shelters and transitional housing for domestic violence victims and their children, batterers' intervention programming, and victim-focused education and training for justice system professionals.
- (4) The remainder be allocated to the Dept. of Public Safety and Corrections for targeted investments in Jefferson Parish related to reentry services, community supervision, educational and vocational programming, transitional work programs, and contracts with the parish jail and other local facilities that house state inmates to incentivize expansion of recidivism reduction programming and treatment services.

(Amends R.S. 13:5373(B) and (E); Adds R.S. 13:5373(F))