

SENATE BILL NO. 495

BY SENATOR MARTINY

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AN ACT

To amend and reenact the introductory paragraph of R.S. 15:574.2(C)(4)(a), 574.4(H), and 574.9(D)(1), relative to parole; to provide for parole eligibility; to provide for revocation of parole; to provide for requirements; to provide relative to administrative parole; to provide for the application of administrative parole to offenders who commit an offense on or after a certain date; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The introductory paragraph of R.S. 15:574.2(C)(4)(a), 574.4(H), and 574.9(D)(1) are hereby amended and reenacted to read as follows:

§574.2. Committee on parole, Board of Pardons; membership; qualifications; vacancies; compensation; domicile; venue; meetings; quorum; panels; powers and duties; transfer of property to committee; representation of applicants before the committee; prohibitions

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C.

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(4)(a) Notwithstanding any provision of law to the contrary, each offender who commits an offense on or after November 1, ~~2017~~, **2020**, other than a crime of violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541, and eligible for parole pursuant to R.S. 15:574.4(A)(1), except those sentenced under R.S. 15:529.1 or R.S. 13:5401, shall be released on administrative parole on the offender's parole eligibility date without a hearing before the committee if all of the following conditions are met:

* * *

§574.4. Parole; eligibility; juvenile offenders

* * *

1 H.(1) Notwithstanding any provision of law to the contrary, an offender
2 serving a life sentence for second degree murder (R.S. 14:30.1), shall be eligible for
3 parole consideration pursuant to the provisions of this Subsection if all of the
4 following conditions are met:

5 ~~(1)(a)~~ The offender committed the offense after July 2, 1973, and prior to
6 June 29, 1979.

7 ~~(2)(b)~~ The offender has served at least forty years of the sentence imposed.

8 ~~(3) The committee on parole has granted parole with a unanimous vote of~~
9 ~~those present.~~

10 **(2) An offender who has met the requirements of Paragraph (1) of this**
11 **Subsection and is granted a hearing before the committee on parole shall be**
12 **released on parole if a five member panel of the committee vote unanimously**
13 **to grant parole.**

14 * * *

15 §574.9. Revocation of parole for violation of condition; committee panels; return to
16 custody hearing; duration of reimprisonment and reparole after
17 revocation; credit for time served; revocation for a technical violation

18 * * *

19 D.(1) When a judge sets bond on allegations of a new ~~felony~~ offense for a
20 parolee, the Department of Public Safety and Corrections, division of probation and
21 parole and the committee on parole must be notified within three business days.

22 * * *

23 Section 2. This Act shall become effective on November 1, 2018.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____