

2019 Regular Session

HOUSE BILL NO. 551

BY REPRESENTATIVES JACKSON, DWIGHT, HOWARD, JAMES, MARCELLE,
MARINO, MOSS, NORTON, AND PYLANT AND SENATORS JOHNS AND
WHITE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

SHERIFFS: Provides relative to the amount DPS&C pays for the housing of state inmates
in a parish jail or institution

1 AN ACT

2 To amend and reenact R.S. 15:824(B)(1)(a), relative to the confinement of inmates; to
3 provide relative to persons committed to the custody of the Department of Public
4 Safety and Corrections who are confined in a parish jail or institution; to increase the
5 amount the Department of Public Safety and Corrections pays for the confinement
6 of persons in parish jails or institutions; to provide for required programming; and
7 to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 15:824(B)(1)(a) is hereby amended and reenacted to read as follows:

10 §824. Commitment of persons to the Department of Public Safety and Corrections

11 * * *

12 B.(1)(a) In the event any individual has been committed to the department
13 for confinement which is or has been delayed or prevented after final sentence by
14 court order restricting the department from institutionalizing the individual, or when
15 the individual is not institutionalized in a state penal or corrections institution
16 because of lack of facilities under the control of the department, or the department
17 otherwise refused to accept the individual for confinement, which resulted or has
18 resulted in the individual being confined in a parish jail or institution after final
19 sentence, or when he is being held in the parish jail without bail, pending an appeal,

1 or when he is a participant in a Blue Walters Substance Abuse Program by order of
 2 a court in lieu of revocation of probation or by the ~~board~~ or committee on parole in
 3 lieu of revocation of parole, the department shall pay to each parish sheriff, or to the
 4 governing authority of those parishes in which the governing authority operates the
 5 parish jail, for keeping and feeding the individual in the parish jail the sum of
 6 ~~twenty-four~~ twenty-five dollars and thirty-nine cents per day for Fiscal Year 2019-
 7 2020, the sum of twenty-seven dollars and thirty-nine cents per day for Fiscal Year
 8 2020-2021, and the sum of twenty-nine dollars and thirty-nine cents per day for
 9 Fiscal Year 2021-2022 and each fiscal year thereafter. Such daily sum shall be paid
 10 from date of sentencing until the individual is confined in a penal or correctional
 11 institution under the supervision of the department. The department shall work with
 12 sheriffs, or the governing authority of those parishes in which the governing
 13 authority operates the parish jail, to ensure that the basic jail guidelines are amended
 14 by December 31, 2020, to specifically provide for treatment and educational
 15 programming for individuals confined in a parish jail or institution.

16 * * *

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)]

HB 551 Reengrossed 2019 Regular Session Jackson

Abstract: Increases the amount Dept. of Public Safety and Corrections pays for the housing of state inmates in a parish jail or facility from \$24.39 per day to \$25.39 per day for FY 2020; \$27.39 per day for FY 2021; \$29.39 per day for FY 2022 and thereafter.

Present law requires DPS&C to pay the sheriff of a parish, or to the governing authority of those parishes in which the governing authority operates a parish jail, a sum of \$24.39 per day for housing an individual in a parish jail. Present law requires the daily sum to be paid from date of sentencing until the individual is confined in a penal or correctional institution under the supervision of the department.

Proposed law increases this per diem amount from \$24.39 per day to \$25.39 per day for FY 2020; \$27.39 per day for FY 2021; \$29.39 per day for FY 2022 and thereafter.

Proposed law additionally requires DPS&C to work with sheriffs or governing authorities of parish jails to ensure that basic jail guidelines provide for treatment and educational programming for individuals confined in parish jails by Dec. 31, 2020.

(Amends R.S. 15:824(B)(1)(a))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the engrossed bill:

1. Change the per diem amount paid for housing individuals in parish jails or facilities from \$28.39 per day to \$25.39 per day for FY 2020; \$27.39 per day for FY 2021; \$29.39 per day for FY 2022 and thereafter.
2. Require DPS&C to work with sheriffs or governing authorities of parish jails to ensure that basic jail guidelines provide for treatment and educational programming for individuals confined in parish jails by Dec. 31, 2020.