

2020 Regular Session

HOUSE BILL NO. 344

BY REPRESENTATIVE LANDRY

CORRECTIONS: Prohibits the use of solitary confinement for certain persons

1 AN ACT

2 To amend and reenact R.S. 15:865, relative to solitary confinement; to prohibit the use of
3 solitary confinement for certain persons; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 15:865 is hereby amended and reenacted to read as follows:

6 §865. Solitary confinement abolished

7 A. No ~~Except as provided in Subsection B of this Section,~~ no prisoner in the
8 state penitentiary shall be placed in solitary confinement, except in enforcing
9 obedience to the police regulations of the penitentiary.

10 B. Notwithstanding Subsection A of this Section, no prisoner in any penal
11 or correctional institution who is pregnant, or is less than eight weeks post medical
12 release following a pregnancy, or is caring for a child in a penal or correctional
13 institution, or who suffers from a serious mental illness which contributes or causes
14 the prisoner to be dangerous to self or others, or interferes seriously with the
15 prisoner's ability to function adequately except with supportive treatment or services,
16 or renders the prisoner gravely disabled as defined by R.S. 28:2, shall be placed in
17 solitary confinement.

DIGEST

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HB 344 Original

2020 Regular Session

Landry

Abstract: Prohibits the use of solitary confinement for certain persons.

Present law provides that no prisoner in the state penitentiary shall be placed in solitary confinement, except in enforcing obedience to the police regulations of the penitentiary.

Proposed law provides that, notwithstanding present law, no prisoner in any penal or correctional institution or jail who is pregnant, is less than eight weeks post medical release following a pregnancy, or is caring for a child in a penal or correctional institution, or who suffers from a serious mental illness which contributes or causes the prisoner to be dangerous to self or others, or interferes seriously with the prisoner's ability to function adequately except with supportive treatment or services, or renders the prisoner gravely disabled as defined by present law (R.S. 28:2), shall be placed in solitary confinement.

(Amends R.S. 15:865)