

2020 Regular Session

HOUSE BILL NO. 529

BY REPRESENTATIVE DUPLESSIS

CRIMINAL/RECORDS: Provides relative to letters of incarceration

1 AN ACT

2 To enact R.S. 15:714, relative to prisons and prisoners; to provide for the issuance of letters
3 of incarceration; to provide that any person who was confined or under probation or
4 parole supervision is entitled to receive a letter of incarceration; to provide for the
5 time period within which a letter shall be issued; to provide for certain required
6 information; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 15:714 is hereby enacted to read as follows:

9 §714. Letters of incarceration

10 A. Any person who was or is confined in any prison, jail, work release
11 facility, or correctional institution or who was or is under probation or parole
12 supervision is entitled to receive, upon request, a letter of incarceration which
13 provides documentation, verification, or proof of the person's confinement in the
14 prison, jail, work release facility, or correctional institution or supervision while on
15 probation or parole.

16 B. A request for a letter of incarceration shall be made by the person to the
17 prison, jail, facility, or institution where the person was confined or to the person's
18 local office of the Department of Public Safety and Corrections, division of
19 probation and parole. A request for a letter of incarceration providing proof of

1 probation and parole supervision shall be made by the person to the Department of
2 Public Safety and Corrections, division of probation and parole.

3 C. A letter of incarceration requested pursuant to the provisions of this
4 Section shall be issued no later than seven days after the date of receipt of the
5 request.

6 D. A letter of incarceration issued pursuant to the provisions of this Section
7 shall contain, at a minimum, the name of the person who was or is confined or under
8 supervision, the dates of incarceration or supervision, the admit date and release date,
9 and the last location of incarceration.

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 529 Engrossed

2020 Regular Session

Duplessis

Abstract: Provides for the issuance of letters of incarceration upon request of any person who was or is confined in any correctional institution or who was or is under probation or parole supervision.

Proposed law provides that any person who was or is confined in any prison, jail, work release facility, or correctional institution or who was or is under the supervision of the division of probation and parole is entitled to receive, upon request, a letter of incarceration which provides documentation, verification, or proof of the person's confinement in the prison, jail, work release facility, or correctional institution or supervision while on probation and parole.

Proposed law provides for the procedure by which such requests shall be made and provides that a requested letter shall be issued no later than seven days after the date of receipt of the request.

Proposed law requires certain information to be provided in a letter of incarceration including the name of the person who was or is confined or under supervision, the dates of incarceration or supervision, the admit date and the date of release, and the last location of the incarceration.

(Adds R.S. 15:714)

Summary of Amendments Adopted by House

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

1. Add that a letter of incarceration may be requested from the local office of the Dept. of Public Safety and Corrections, division of probation and parole.

2. Require the letter to be issued within seven days, instead of within five days, after the date of receipt of the request.
3. Amend the information included in the letter of incarceration to do all of the following:
 - (a) Remove the requirement that the letter include information regarding the length of time served and instead, require it to include the admit date and the date of release.
 - (b) Specify that the information in the letter regarding the location of incarceration shall include only the information about the last location of incarceration.
 - (c) Remove the requirement that the letter include information regarding the offense or offenses for which the person was confined.
4. Remove the proposed law provision which allows the person to request that the letter include information regarding the person's conviction history and security status or classification status at the time of release.