2020 Second Extraordinary Session

HOUSE BILL NO. 12

BY REPRESENTATIVE MARINO

PARDON/PAROLE: Provides relative to meetings of the Board of Pardons and the committee on parole (Items #25, 28, and 40)

1	AN ACT
2	To amend and reenact R.S. 15:573.2 and 574.4.1(A)(2), relative to hearings of the Board of
3	Pardons and committee on parole; to provide relative to the continuity of government
4	by authorizing certain persons to appear before the Board of Pardons and committee
5	on parole by teleconference; and to provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 15:573.2 and 574.4.1(A)(2) are hereby amended and reenacted to
8	read as follows:
9	§573.2. Telephone <u>Teleconference</u> communications by certain persons
10	Notwithstanding any law to the contrary, the crime victim or the victim's
11	family, a victim advocacy group, and the district attorney or his representatives
12	persons providing testimony may appear before the Board of Pardons by means of
13	teleconference or telephone communication from the office of the local district
14	attorney.
15	* * *
16	§574.4.1. Parole consideration and hearings
17	А.
18	* * *
19	(2) The crime victim or the victim's family, a victim advocacy group, and the
20	district attorney or his representatives, may Persons wishing to provide testimony

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1 <u>may appear before the committee on parole by means of teleconference or telephone</u>

2 communication from the office of the local district attorney.

- 3 * * *
- 4 Section 2. This Act shall become effective upon signature by the governor or, if not
- 5 signed by the governor, upon expiration of the time for bills to become law without signature
- 6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

7 vetoed by the governor and subsequently approved by the legislature, this Act shall become

8 effective on the day following such approval.

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 12 Reengrossed 2020 Second Extraordinary Session Marino

Abstract: Provides relative to the appearance of certain persons before the Board of Pardons and committee on parole by teleconference.

<u>Present law</u> authorizes a crime victim or the victim's family, a victim advocacy group, and the district attorney or his representative to appear before the Board of Pardons (board) by means of telephone communication from the office of the local district attorney.

<u>Proposed law</u> amends <u>present law</u> to authorize any person providing testimony to appear before the board by means of teleconference or telephone communication and removes the provision which requires the person to be at the office of the local district attorney.

<u>Present law</u> provides that the crime victim or the victim's family, a victim advocacy group, and the district attorney or his representatives, may appear before the committee on parole (committee) by means of telephone communication from the office of the local district attorney.

<u>Proposed law</u> amends <u>present law</u> to authorize any person providing testimony to appear before the committee by means of teleconference or telephone communication and removes the provision which requires the person to be at the office of the local district attorney.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 15:573.2 and 574.4.1(A)(2))

Summary of Amendments Adopted by House

- The Committee Amendments Proposed by <u>House Committee on Administration of</u> <u>Criminal Justice to the original bill:</u>
- 1. Remove <u>proposed law</u> provisions allowing the Board of Pardons and the committee on parole to host meetings or hearings via teleconference.

The House Floor Amendments to the engrossed bill:

1. Change <u>proposed law</u> ability to provide testimony by means of teleconference or telephone <u>from</u> being mandatory <u>to</u> being permissive in accordance with <u>present law</u>.