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**HOUSE COMMITTEE AMENDMENTS**

2024 Regular Session

Amendments proposed by House Committee on Judiciary to Original House Bill No. 864  
by Representative Green

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1 AMENDMENT NO. 12 On page 1, line 17, after "for" and before "eligibility" delete "legal"3 AMENDMENT NO. 24 On page 3, at the end of line 4, delete the colon ":" and insert "to determine eligibility and  
5 suitability for program admission."6 AMENDMENT NO. 37 On page 3, line 20, after "undergo a" and before "screening" change "clinical" to "program"8 AMENDMENT NO. 49 On page 3, at the end of line 23, delete "and the" and insert a comma ","10 AMENDMENT NO. 511 On page 3, at the end of line 24, change the period "." to a comma "," and insert "and the  
12 defendant's counsel."13 AMENDMENT NO. 614 On page 4, delete lines 17 and 18 in their entirety and insert "to participate in the program  
15 and undergo treatment. The court shall advise and the defendant shall be subject to the  
16 following:"17 AMENDMENT NO. 7

18 On page 4, delete lines 26 through 28 in their entirety

19 AMENDMENT NO. 8

20 On page 5, delete lines 1 through 5 in their entirety and insert the following:

21 "(b) Upon acceptance of the guilty plea, the defendant's case shall be  
22 transferred to the drug court division, where the defendant shall be under the  
23 supervision of the drug division probation program for a period not less than twelve  
24 months."25 (c) During drug division probation program supervision, the defendant may  
26 be required to receive long-term residential treatment, in-patient treatment, or  
27 community-based out-patient treatment based on a clinical assessment  
28 recommendation and approval by the drug division probation program judge."29 AMENDMENT NO. 9

30 On page 5, delete lines 10 through 19 in their entirety and insert the following:

31 "(f) If the defendant successfully completes all requirements of the drug  
32 division probation program and all other requirements of his court-ordered probation,

1 the judge may, on motion of the district attorney or the defendant, order the setting  
2 aside of the conviction and dismissal of prosecution within the provisions of Code  
3 of Criminal Procedure Articles 893 and 894.

4 (g) If the defendant does not successfully complete the drug division  
5 probation program, the judge may revoke the probation and impose sentence, or the  
6 judge may revoke the probation and order the defendant to serve the sentence  
7 previously imposed and suspended."

8 AMENDMENT NO. 10

9 On page 8, delete lines 3 through 10 in their entirety and insert the following:

10 "(b) If it is determined after screening that the defendant is not qualified for  
11 enrollment in the drug division probation program, reasons for that determination  
12 shall be provided to the defendant and made part of the record in his case.

13 (c) The office of probation and parole or the district attorney may petition  
14 the court for immediate discharge of any individual who fails to comply with  
15 treatment program rules and treatment expectations or who refuses to constructively  
16 engage in the treatment process."

17 AMENDMENT NO. 11

18 On page 8, delete lines 21 through 25 in their entirety and insert the following:

19 "K. Each drug division shall implement process and outcome measures  
20 promulgated by the Louisiana Supreme Court Drug and Specialty Court Office for  
21 assessing program effectiveness. Reports of progress and outcome measures shall  
22 be transmitted annually to the judicial administrator of the Supreme Court of  
23 Louisiana."