
DIGEST

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Barrow

HB No. 546

Abstract: Provides that monthly restitution amounts cannot exceed 15% of the defendant's monthly income.

Present law provides that the court can order a defendant to pay restitution to a victim.

Proposed law retains present law.

Proposed law further provides that if the defendant is found to be indigent and therefore unable to make restitution in full at the time of conviction, the court shall order a periodic payment plan consistent with the person's financial ability; however, no court shall order a monthly periodic payment plan which exceeds fifteen percent of the defendant's monthly income.

Proposed law further provides that in no case shall a defendant be incarcerated for failure to pay restitution.

(Adds C.Cr.P. Art. 883.2(D))