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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement Jr.

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DIGEST

Mills (SB 398)

Present law provides relative to drug divisions of district courts. Present law further provides for drug division probation for certain offenders.

Present law provides that in order to be eligible for the drug division probation program, the defendant must satisfy each of the following criteria:

- (1) The defendant cannot have any prior felony convictions for any offenses defined as crimes of violence in present law.
- (2) The crime before the court cannot be a crime of violence as defined in present law.
- (3) Other criminal proceedings alleging commission of a crime of violence as defined in present law cannot be pending against the defendant.

Proposed law deletes the prohibition against a defendant with a prior felony conviction of a crime of violence being eligible for a drug division probation program.

Proposed law otherwise retains present law.

Effective August 1, 2014.

(Amends R.S. 13:5304(B)(10))