
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 210 by Representative Jefferson

1 AMENDMENT NO. 1

2 On page 1, delete line 2 in its entirety and insert "To amend and reenact R.S. 15:574.20,
3 relative to medical parole; to amend"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "definitions;" and before "and" insert "to provide with respect to a
6 risk assessment of an inmate prior to recommendation for medical parole;"

7 AMENDMENT NO. 3

8 On page 1, line 6, after "Section 1." and before "hereby" delete "R.S. 15:574.20(A)(1) and
9 (B) are" and insert "R.S. 15:574.20 is"

10 AMENDMENT NO. 4

11 On page 1, delete line 15 in its entirety and insert the following:

12 "(2) Medical parole shall not be available to any inmate serving time for the
13 violation of R.S. 14:30, first degree murder; or R.S. 14:30.1, second degree murder."

14 AMENDMENT NO. 5

15 On page 1, delete line 19 in its entirety and insert the following:

16 "because of an existing medical or physical condition, is determined by"

17 AMENDMENT NO. 6

18 On page 2, line 3, after "physical" and before "impairment" delete "or mental"

19 AMENDMENT NO. 7

20 On page 2, delete line 11 in its entirety and insert the following:

21 "C. No inmate shall be recommended for medical parole by the department
22 until full consideration has been given to the inmate's crime and criminal history,
23 length of time served in custody, institutional conduct, an indication that the inmate
24 represents a low risk to himself or society, and a medical assessment of the inmate's
25 condition. In the assessment of risk, emphasis shall be given to the inmate's medical
26 condition and how this relates to his overall risk to society.

27 ~~C.D.~~ The authority to grant medical parole shall rest solely with the
28 committee on parole, and the committee shall establish additional conditions of the
29 parole in accordance with the provisions of this Subpart. The Department of Public
30 Safety and Corrections shall identify those inmates who may be eligible for medical
31 parole based upon available medical information. In considering an inmate for
32 medical parole, the committee may require that additional medical evidence be
33 produced or that additional medical examinations be conducted. The committee on
34 parole shall determine the risk to public safety and shall grant medical parole only
35 after determining that the inmate does not pose a threat to public safety.

1 ~~D.E.~~ The parole term of an inmate released on medical parole shall be for the
2 remainder of the inmate's sentence, without diminution of sentence for good
3 behavior. Supervision of the parolee shall consist of periodic medical evaluations
4 at intervals to be determined by the committee at the time of release.

5 E.F. If it is discovered through the supervision of the medical parolee that
6 his condition has improved such that he would not then be eligible for medical parole
7 under the provisions of this Subpart, the committee may order that the person be
8 returned to the custody of the Department of Public Safety and Corrections to await
9 a hearing to determine whether his parole shall be revoked. Any person whose
10 medical parole is revoked due to an improvement in his condition shall resume
11 serving the balance of his sentence with credit given for the duration of the medical
12 parole. If the person's medical parole is revoked due to an improvement in his
13 condition, and he would be otherwise eligible for parole, he may then be considered
14 for parole under the provisions of R.S. 15:574.4. Medical parole may also be
15 revoked for violation of any condition of the parole as established by the committee
16 on parole.

17 F.G. The committee on parole shall promulgate such rules as are necessary
18 to effectuate this Subpart, including rules relative to the conduct of medical parole
19 hearings, and the conditions of medical parole release."