

Regular Session, 2014

HOUSE BILL NO. 683

BY REPRESENTATIVES TERRY LANDRY AND KATRINA JACKSON

COURTS: Amends eligibility requirements for participation in drug courts and provides relative to annual evaluations of drug courts

1 AN ACT

2 To amend and reenact R.S. 13:5304(B)(10) and (K), relative to district courts' drug division
3 probation programs; to expand eligibility for participation in the drug division
4 probation program to defendants with certain prior felony convictions; to require that
5 drug division program evaluations shall include information on recidivism reduction
6 and outcome data on participants; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 13:5304(B)(10) and (K) are hereby amended and reenacted to read
9 as follows:

10 §5304. The drug division probation program

11 * * *

12 B. Participation in probation programs shall be subject to the following
13 provisions:

14 * * *

15 (10) In order to be eligible for the drug division probation program, the
16 defendant must satisfy each of the following criteria:

17 (a) ~~The defendant cannot have any prior felony convictions for any offenses~~
18 ~~defined as crimes of violence in R.S. 14:2(B).~~

19 (b) The crime before the court cannot be a crime of violence as defined in
20 R.S. 14:2(B), including domestic violence.

1 ~~(c)~~(b) Other criminal proceedings alleging commission of a crime of
2 violence as defined in R.S. 14:2(B) cannot be pending against the defendant.

3 ~~(d)~~(c) Repealed by Acts 2013, No. 389, §5.

4 ~~(e)~~(d) The crime before the court cannot be a charge of driving under the
5 influence of alcohol or any other drug or drugs that resulted in the death of a person.

6 ~~(f)~~(e) Repealed by Acts 2013, No. 389, §5.

7 * * *

8 K. Each drug division shall develop a method of evaluation so that its
9 effectiveness can be measured. These evaluations shall be compiled annually and
10 transmitted to the judicial administrator of the Supreme Court of Louisiana and shall
11 include information on recidivism reduction and outcome data on the participants in
12 the program.

13 * * *

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)]

Terry Landry

HB No. 683

Abstract: Provides for eligibility criteria related to district courts' drug division probation programs and their annual reporting requirements.

Present law authorizes each district court to create a drug division probation program and further provides for participation, eligibility, notification, and reporting requirements.

Proposed law retains present law.

Present law prohibits a defendant who has prior felony convictions for any offenses defined as crimes of violence pursuant to present law (R.S. 14:2(B)) from participating in the drug division probation program.

Proposed law repeals present law.

Present law requires each drug division to develop a method of evaluation to be compiled annually and transmitted to the judicial administrator of the Louisiana Supreme Court.

Proposed law retains present law and further requires that the evaluations shall include information on recidivism reduction and outcome data on the participants in the program.

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

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Changed the lead author.