

2015 Regular Session

HOUSE BILL NO. 191

BY REPRESENTATIVE COX

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PAROLE: Requires inmates being released because of diminution of sentence to submit to certain infectious disease testing before being placed on parole

1 AN ACT

2 To amend and reenact R.S. 15:574.4.2(G)(1) and to repeal R.S. 15:574.4.2(G)(5), relative
3 to infectious disease testing of certain persons being released on parole; to require
4 certain infectious disease testing of inmates being released because of diminution of
5 sentence before being placed on parole; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 15:574.4.2(G)(1) is hereby amended and reenacted to read as
8 follows:

9 §574.4.2. Decisions of committee on parole; nature, order, and conditions of parole;
10 rules of conduct; infectious disease testing

11 * * *

12 G.(1) Before placing a person on parole, including any person being released
13 because of diminution of sentence pursuant to R.S. 15:571.3, the committee on
14 parole shall require that person to submit to a test designed to determine whether he
15 is infected with a sexually transmitted disease, acquired immune deficiency
16 syndrome (AIDS), the human immunodeficiency virus (HIV), HIV-1 antibodies, or
17 any other probable causative agent of AIDS and viral hepatitis.

18 * * *

19 Section 2. R.S. 15:574.4.2(G)(5) is hereby repealed in its entirety.

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)]

HB 191 Original

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Cox

Abstract: Requires inmates being released because of diminution of sentence (good time) to submit to certain infectious disease testing before being placed on parole.

Present law authorizes certain inmates to earn diminution of sentence for participation in certain programs and for good behavior, and provides that inmates who are released because of diminution of sentence for good behavior are released as if released on parole.

Present law provides that before placing a person on parole, the committee on parole shall require the person to submit to a test to determine whether he is infected with a sexually transmitted disease, acquired immune deficiency syndrome (AIDS), the human immunodeficiency virus (HIV), HIV-1 antibodies, or any other probable causative agent of AIDS and viral hepatitis.

Present law provides that this required infectious disease testing does not apply to inmates being released because of diminution of sentence.

Proposed law amends present law to require inmates being released because of diminution of sentence to submit to the infectious disease testing before being placed on parole.

(Amends R.S. 15:574.4.2(G)(1); Repeals R.S. 15:574.4.2(G)(5))