

Regular Session, 2010

HOUSE BILL NO. 120

BY REPRESENTATIVE ROY

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 894.1(D) and (E)(introductory
3 paragraph), relative to sentencing; to provide for certain obligations of the sentencing
4 court and the Department of Public Safety and Corrections; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Code of Criminal Procedure Article 894.1(D) and (E)(introductory
8 paragraph) are hereby amended and reenacted to read as follows:

9 Art. 894.1. Sentencing guidelines; generally

10 * * *

11 D. Immediately following the imposition of a felony sentence pursuant to
12 this Article, the sentencing court shall advise the offender in open court of each of
13 the following:

14 ~~(1) Whether, pursuant to the provisions of R.S. 15:571.3, the offender's~~
15 ~~sentence is subject to diminution for good behavior.~~

16 ~~(2) Whether whether the sentence imposed was enhanced pursuant to R.S.~~
17 ~~15:529.1 et seq., Article 893.3, or any other relevant provision of law.~~

18 E. All victims of felonies who provide a written request to the Department
19 of Public Safety and Corrections, which includes a mailing address, are entitled to
20 receive a written report of the prospective term of imprisonment of their offenders.
21 The Department of Public Safety and Corrections shall furnish to the victim ~~and the~~
22 ~~sentencing judge~~ within ninety days of commitment a report which includes the

1 following information, in a format to be determined by the Department of Public
2 Safety and Corrections:

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____