ACT No. 253

HOUSE BILL NO. 138

BY REPRESENTATIVE PATRICIA SMITH

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

1	AN ACT
2	To enact R.S. 15:574.4(A)(4), relative to parole; to provide for eligibility for parole
3	consideration for certain inmates who are at least sixty years of age and have met
4	certain conditions; to provide for exceptions; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 15:574.4(A)(4) is hereby enacted to read as follows:
7	§574.4. Parole; eligibility; consideration and hearings; decisions of board; nature,
8	order, and conditions; rules of conduct; offenders convicted of crimes of
9	violence; infectious disease testing
10	A.
11	* * *
12	(4) Notwithstanding any other provision of law to the contrary, unless
13	eligible for parole at an earlier date, a person committed to the Department of Public
14	Safety and Corrections for a term or terms of imprisonment with or without benefit
15	of parole who has served at least ten years of the term or terms of imprisonment in
16	actual custody shall be eligible for parole consideration upon reaching the age of
17	sixty years if all of the following conditions are met:
18	(a) The offender has not been convicted of a crime of violence as defined in
19	R.S. 14:2(B) or a sex offense as defined in R.S. 15:541, or convicted of an offense
20	which would constitute a crime of violence as defined in R.S. 14:2(B) or a sex
21	offense as defined in R.S. 15:541, regardless of the date of conviction.
22	(b) The offender has not committed any disciplinary offenses in twelve
23	consecutive months prior to the parole eligibility date.

1 (c) The offender has completed the mandatory minimum of one hundred 2 hours of prerelease programming in accordance with the provisions of R.S. 15:827.1 3 if such programming is available at the facility where the offender is incarcerated. 4 (d) The offender has completed substance abuse treatment as applicable. 5 (e) The offender has obtained a GED credential, unless the offender has 6 previously obtained a high school diploma or is deemed by a certified educator as 7 being incapable of obtaining a GED credential due to a learning disability. If the 8 offender is deemed incapable of obtaining a GED credential, the offender shall 9 complete at least one of the following: a literacy program, an adult basic education 10 program, or a job-skills training program. 11 (f) The offender has obtained a low-risk level designation determined by a 12 validated risk assessment instrument approved by the secretary of the Department 13 of Public Safety and Corrections. 14 SPEAKER OF THE HOUSE OF REPRESENTATIVES PRESIDENT OF THE SENATE GOVERNOR OF THE STATE OF LOUISIANA

ENROLLED

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APPROVED: _____