ACT No. 6

HOUSE BILL NO. 9

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BY REPRESENTATIVES VILLIO AND MIKE JOHNSON AND SENATOR MORRIS

AN ACT

2	To amend and reenact R.S. 15:574.4(A)(1)(a), (2), (3), (4)(introductory paragraph),
3	(5)(a)(introductory paragraph), and (6)(a)(introductory paragraph) and (B)(1) and
4	(2)(introductory paragraph) and to enact R.S. 15:574.22, relative to parole; to
5	provide relative to parole eligibility; to provide for the restriction of parole
6	eligibility; and to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 15:574.4(A)(1)(a), (2), (3), (4)(introductory paragraph),
9	(5)(a)(introductory paragraph), and (6)(a)(introductory paragraph) and (B)(1) and
10	(2)(introductory paragraph) are hereby amended and reenacted and R.S. 15:574.22 is hereby
11	enacted to read as follows:
12	§574.4. Parole; eligibility; juvenile offenders
13	A.(1)(a) Unless eligible at an earlier date, a person otherwise eligible for
14	parole shall be eligible for parole consideration upon serving twenty-five percent of
15	the sentence imposed. The provisions of this Subparagraph shall not apply to any
16	person whose instant offense is a crime of violence as defined in R.S. 14:2(B), a sex
17	offense as defined in R.S. 15:541, or any offense which would constitute a crime of
18	violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541, or
19	whose instant offense is a fourth or subsequent conviction of a nonviolent felony
20	offense, regardless of the date of conviction. Notwithstanding any provisions of law
21	to the contrary, the provisions of this Subparagraph Subsection shall be applicable
22	to persons convicted of who have committed offenses prior to and on or after
23	November 1, 2017 August 1, 2024.

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CODING: Words in $\frac{\text{struck through}}{\text{type}}$ type are deletions from existing law; words $\frac{\text{underscored}}{\text{underscored}}$ are additions.

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(2) Notwithstanding the provisions of Paragraph (1) of this Subsection or any other law to the contrary and except as provided in R.S. 15:574.22, unless eligible for parole at an earlier date, a person committed to the Department of Public Safety and Corrections for a term or terms of imprisonment with or without benefit of parole for thirty years or more shall be eligible for parole consideration upon serving at least twenty years of the term or terms of imprisonment in actual custody and upon reaching the age of forty-five. This provision shall not apply to a person serving a life sentence unless the sentence has been commuted to a fixed term of years. The provisions of this Paragraph shall not apply to any person who has been convicted of an offense that is both a crime of violence as defined in R.S. 14:2(B) and a sex offense as defined in R.S. 15:541 when the offense was committed on or after January 1, 1997. The provisions of this Paragraph shall not apply to any person who has been convicted of a crime of violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541 when the offense was committed on or after August 1, 2014.

- (3) Notwithstanding the provisions of Paragraph (A)(1) or (2) of this Section or any other provision of law to the contrary and except as provided in R.S. 15:574.22, unless eligible for parole at an earlier date, a person committed to the Department of Public Safety and Corrections serving a life sentence for the production, manufacturing, distribution, or dispensing or possessing with intent to produce, manufacture, or distribute heroin shall be eligible for parole consideration upon serving at least fifteen years of imprisonment in actual custody.
- (4) Notwithstanding any other provision of law to the contrary Except as provided in R.S. 15:574.22, unless eligible for parole at an earlier date, a person committed to the Department of Public Safety and Corrections for a term or terms of imprisonment with or without benefit of parole who has served at least ten years of the term or terms of imprisonment in actual custody shall be eligible for parole consideration upon reaching the age of sixty years if all of the following conditions have been met:

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(5)(a) Notwithstanding the provisions of Paragraph (A)(1) or Subsection B of this Section or any other provision of law to the contrary and except as provided in R.S. 15:574.22, a person committed to the Department of Public Safety and Corrections shall be eligible for parole consideration upon serving fifteen years in actual custody if all of the following conditions are met:

* * *

(6)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection or Subsection B of this Section or of any provision of law to the contrary and except as provided in R.S. 15:574.22, a person committed to the Department of Public Safety and Corrections shall be eligible for parole consideration upon serving fifteen years in actual custody if all of the following conditions are met:

* * *

B.(1) Except as provided in Paragraph (2) of this Subsection, and except as provided in Paragraph (A)(5) and Subsections D, E, and H of this Section, no prisoner serving a life sentence shall be eligible for parole consideration until his life sentence has been commuted to a fixed term of years. No prisoner sentenced as a serial sexual offender shall be eligible for parole. No prisoner may be paroled while there is pending against him any indictment or information for any crime suspected of having been committed by him while a prisoner. Notwithstanding any other provisions of law to the contrary Except as provided in R.S. 15:574.22, a person convicted of a crime of violence and not otherwise ineligible for parole shall serve at least sixty-five percent of the sentence imposed, before being eligible for parole. The victim or victim's family shall be notified whenever the offender is to be released provided that the victim or victim's family has completed a Louisiana victim notice and registration form as provided in R.S. 46:1841 et seq., or has otherwise provided contact information and has indicated to the Department of Public Safety and Corrections, Crime Victims Services Bureau, that they desire such notification.

(2) Notwithstanding any provision of law to the contrary Except as provided in R.S. 15:574.22, any person serving a life sentence, with or without the benefit of parole, who has not been convicted of a crime of violence as defined by R.S.

ENROLLED 1 14:2(B), a sex offense as defined by R.S. 15:541, or an offense, regardless of the date 2 of conviction, which would constitute a crime of violence as defined by R.S. 14:2(B) or a sex offense as defined by R.S. 15:541, shall be eligible for parole consideration 3 4 as follows: 5 6 §574.22. Parole ineligibility 7 No person committed to the Department of Public Safety and Corrections for 8 an offense committed on or after August 1, 2024, shall be eligible for parole under 9 this Part except a person who satisfies the provisions of R.S. 15:574.4(D), (E), (F), 10 (G), (H), (J), or (K).SPEAKER OF THE HOUSE OF REPRESENTATIVES PRESIDENT OF THE SENATE GOVERNOR OF THE STATE OF LOUISIANA

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APPROVED: _____