

Regular Session, 2014

HOUSE BILL NO. 326

BY REPRESENTATIVE LOPINTO

PAROLE: Provides relative to the district attorney's participation in parole hearings

1 AN ACT

2 To amend and reenact R.S. 15:574.2(D)(8), relative to parole hearings; to provide relative
3 to the powers and duties of the committee on parole; to require notice of the hearing
4 to the district attorney of the parish of conviction; to authorize the district attorney
5 to present evidence and testimony, to cross examine witnesses, and to rebut evidence
6 presented by the offender; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 15:574.2(D)(8) is hereby amended and reenacted to read as follows:

9 §574.2. Committee on parole, Board of Pardons; membership; qualifications;
10 vacancies; compensation; domicile; venue; meetings; quorum; panels;
11 powers and duties; transfer of property to committee; representation of
12 applicants before the committee; prohibitions

13 * * *

14 D. In accordance with the provisions of this Part, the committee on parole
15 shall have the following powers and duties:

16 * * *

17 (8)(a) To notify the district attorney of the parish where the conviction
18 occurred. The notification shall be in writing and shall be issued at least thirty days
19 prior to the hearing date. The district attorney of the parish where the conviction
20 occurred shall be allowed to present evidence and witness testimony directly, to

1 cross examine witnesses presented by or on behalf of an offender, and to rebut
2 evidence presented by or on behalf of an offender.

3 (b) When requested, to notify the chief of police, where such exists, and the
4 sheriff and district attorney of the parish where the individual resides and the
5 conviction occurred. The notification shall be in writing and shall be issued at least
6 seven days prior to the release of any parolees residing within the jurisdiction of the
7 agency.

8 * * *

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)]

Lopinto

HB No. 326

Abstract: Provides relative to the district attorney's participation in parole hearings and to provide notice to the district attorney of such hearings.

Present law requires the committee on parole to provide written notification to the following persons at least seven days prior to the release of any parolees that reside within the jurisdiction of the agency they represent: chief of police, sheriff, district attorney for the parish where the parolee resides, and the district attorney for the parish where the parolee was convicted.

Proposed law retains present law and provides that in addition to this notice, the committee on parole shall provide written notification to the district attorney for the parish where the offender was convicted at least 30 days prior to the parole hearing date.

Proposed law further authorizes the district attorney of the parish where the offender was convicted to present evidence and witness testimony directly, to cross examine witnesses presented by or on behalf of the offender, and to rebut evidence presented by or on behalf of the offender.

(Amends R.S. 15:574.2(D)(8))