

Regular Session, 2010

HOUSE BILL NO. 34

BY REPRESENTATIVE PATRICIA SMITH

PAROLE: Modifies the length of sentence certain offenders must serve prior to becoming eligible for parole consideration

1 AN ACT

2 To amend and reenact R.S. 15:574.4(A)(1), relative to parole eligibility; to modify the
3 length of sentence certain offenders must serve in order to become eligible for parole
4 consideration; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 15:574.4(A)(1) is hereby amended and reenacted 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.(1) Except as provided for in Subsection B of this Section, a person,
11 otherwise eligible for parole, convicted of a first or second felony offense shall be
12 eligible for parole consideration upon serving one-third of the sentence imposed;
13 ~~upon.~~ Upon conviction of a ~~second~~ third felony offense, such person shall be eligible
14 for parole consideration upon serving one-half of the sentence imposed. A person
15 convicted of a ~~third~~ fourth or subsequent felony offense shall not be eligible for
16 parole.

17 * * *

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)]

Patricia Smith

HB No. 34

Abstract: Modifies parole eligibility for certain offenders.

Present law provides that certain offenders are eligible for parole consideration as follows:

- (1) A person convicted of a first felony offense shall be eligible for parole consideration upon serving 1/3 of the sentence imposed.
- (2) A person convicted of a second felony offense shall be eligible for parole consideration upon serving 1/2 of the sentence imposed.
- (3) A person convicted of a third or subsequent felony offense shall not be eligible for parole.

Proposed law changes present law parole eligibility as follows:

- (1) A person convicted of a first felony or second offense shall be eligible for parole consideration upon serving 1/3 of the sentence imposed.
- (2) A person convicted of a third felony offense shall be eligible for parole consideration upon serving 1/2 of the sentence imposed.
- (3) A person convicted of a fourth or subsequent felony offense shall not be eligible for parole.

(Amends R.S. 15:574.4(A)(1))