

SENATE BILL NO. 321

BY SENATOR MARTINY

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1 AN ACT

2 To enact R.S. 15:574.4(A)(5), relative to parole; to provide for eligibility for parole
3 consideration for certain inmates who are at least fifty years of age and have met
4 certain conditions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 15:574.4(A)(5) is hereby enacted to read as follows:

7 §574.4. Parole; eligibility

8 A. * * *

9 **(5) Notwithstanding any provision of law to the contrary, unless eligible**
10 **for parole at an earlier date, a person committed to the Department of Public**
11 **Safety and Corrections for a term or terms of imprisonment with or without**
12 **benefit of parole and serving a life sentence ordered pursuant to the provisions**
13 **of R.S. 15:529.1 of Act No. 1245 of the 1995 Regular Session of the Legislature**
14 **that were ameliorated by Section 2 of Act No. 403 of the 2001 Regular Session**
15 **of the Legislature, shall be eligible for parole consideration upon reaching the**
16 **age of fifty years old if all of the following conditions are met:**

17 **(a) The offender has not been convicted of a crime of violence as defined**
18 **in R.S. 14:2(B); however, for purposes of this Paragraph, a conviction shall not**
19 **be considered a crime of violence if in fact physical violence was not perpetrated**
20 **against the victim by the offender in the commission of the crime.**

21 **(b)The offender has served at least fifteen years of imprisonment in**
22 **actual custody.**

23 **(c) The offender has not committed any disciplinary offenses in twelve**
24 **consecutive months prior to the parole eligibility date.**

25 **(d) The offender has completed substance abuse treatment as applicable.**

