

# ACT No. 31

HOUSE BILL NO. 268

BY REPRESENTATIVES ELBERT GUILLORY, ARMES, AUBERT, BOBBY BADON, BARROW, BURRELL, DIXON, FANNIN, FRANKLIN, HARDY, HONEY, HOWARD, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, MARCHAND, NORTON, PETERSON, RICHARD, RICHMOND, PATRICIA SMITH, ST. GERMAIN, WILLIAMS, AND WOOTON AND SENATOR BROOME

1 AN ACT

2 To amend and reenact R.S. 15:711(G) and 1111(I), relative to work release programs; to  
3 provide for the eligibility of inmates convicted of certain offenses involving  
4 controlled dangerous substances to participate in work release programs; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 15:711(G) and 1111(I) are hereby amended and reenacted to read as  
8 follows:

9 §711. Work release program

10 \* \* \*

11 G.(1) Notwithstanding the provisions of Subsection B ~~above~~ of this Section  
12 or any other law to the contrary, any inmate who has been convicted for first degree  
13 murder (R.S. 14:30), second degree murder (R.S. 14:30.1), aggravated rape (R.S.  
14 14:42), attempted aggravated rape (R.S. 14:27 and 42), forcible rape (R.S. 14:42.1),  
15 aggravated kidnapping (R.S. 14:44), aggravated arson (R.S. 14:51), armed robbery  
16 (R.S. 14:64), attempted murder (R.S. 14:27 and 29), attempted armed robbery (R.S.  
17 14:27 and 64), ~~producing, manufacturing, distributing, or dispensing or possession~~  
18 ~~with intent to produce, manufacture, distribute, or dispense a controlled dangerous~~  
19 ~~substance classified in Schedule I or Schedule II of R.S. 40:964~~, and persons  
20 sentenced as habitual offenders under R.S. 15:529.1 shall be prohibited from

1 participation in a work release program except during the last six months of their  
2 terms.

3 (2) ~~Notwithstanding Paragraph (1) of this Subsection, no~~ No inmate  
4 convicted of ~~distribution or possession with intent to distribute cocaine where the~~  
5 ~~offense of conviction involves less than twenty-eight grams of cocaine or distribution~~  
6 ~~or possession with intent to distribute marijuana where the offense of conviction~~  
7 ~~involves less than one pound of marijuana~~ producing, manufacturing, distributing,  
8 or dispensing or possession with intent to produce, manufacture, distribute, or  
9 dispense a controlled dangerous substance classified in Schedule I or Schedule II of  
10 R.S. 40:964 shall be prohibited from participation in the work release program.

11 \* \* \*

12 §1111. Work release program

13 \* \* \*

14 I.(1) Notwithstanding the provisions of Subsection B ~~above~~ of this Section  
15 or any other law to the contrary, any inmate who has been convicted of first degree  
16 murder (R.S. 14:30), second degree murder (R.S. 14:30.1), aggravated rape (R.S.  
17 14:42), attempted aggravated rape (R.S. 14:27 and 42), forcible rape (R.S. 14:42.1),  
18 aggravated kidnapping (R.S. 14:44), aggravated arson (R.S. 14:51), armed robbery  
19 (R.S. 14:64), attempted murder (R.S. 14:27 and 29), attempted armed robbery (R.S.  
20 14:27 and 64), ~~producing, manufacturing, distributing, or dispensing or possession~~  
21 ~~with intent to produce, manufacture, distribute, or dispense a controlled dangerous~~  
22 ~~substance classified in Schedule I or Schedule II of R.S. 40:964,~~ and persons  
23 sentenced as habitual offenders under R.S. 15:529.1 shall be prohibited from  
24 participation in the work release program except during the last six months of their  
25 terms.

26 (2) ~~Notwithstanding Paragraph (1) of this Subsection, no~~ No inmate  
27 convicted of ~~distribution or possession with intent to distribute cocaine where the~~  
28 ~~offense of conviction involves less than twenty-eight grams of cocaine or any person~~  
29 ~~convicted of distribution or possession with intent to distribute marijuana where the~~  
30 ~~offense of conviction involves less than one pound of marijuana~~ producing,

