

Regular Session, 2008

HOUSE BILL NO. 661

BY REPRESENTATIVES LAFONTA, ELBERT GUILLORY, AND MICKEY GUILLORY

CRIMINAL/PROCEDURE: Amends provisions of law regarding eligibility to participate in work release programs

1 AN ACT

2 To amend and reenact R.S. 15:1199.3(7), 1199.9(B), 1199.10(B)(1), 1199.11, and
3 1199.12(D)(2), (3), and (4) as enacted in Act No. 106 of the 2008 Regular Session
4 and to enact R.S. 15:1199.12(F), relative to inmate rehabilitation and workforce
5 development work release programs; to amend the definition of workforce
6 development work release; to clarify provisions of law regarding workforce
7 development work release; to provide for awarding of credit for apprenticeship
8 programs or similar on-the-job training programs; to provide that the program does
9 not supersede certification or licensing requirements as otherwise required by law;
10 and to provide for related matters.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 15:1199.3(7), 1199.9(B), 1199.10(B)(1), 1199.11, and
13 1199.12(D)(2), (3), and (4) are hereby amended and reenacted and R.S. 15:1199.12(F) is
14 hereby enacted to read as follows:

15 §1199.3. Definitions

16 As used in this Part, the following words have the following meanings:

17 * * *

18 (7) "Workforce development work release" means a program for on-the-job
19 training of inmates who are participating in or have completed the inmate
20 rehabilitation and workforce development program authorized by the provisions of
21 this Part.

22 * * *

1 workforce development work release as authorized by the provisions of R.S.
2 15:1199.9 and 1199.10.

3 §1199.12. Program duration; development; selection of craft

4 * * *

5 D.

6 * * *

7 (2) Upon completion of the one-year intensive training program, the inmate
8 ~~shall~~ may qualify for any necessary examination to become a skilled craftsman
9 provided the inmate is otherwise eligible and fulfills the requirements required for
10 licensing or certification in the selected craft. If the inmate is not qualified for
11 licensing or certification in the selected craft upon completion of the one-year
12 intensive training program, the inmate may qualify for any available continuing
13 training, including apprenticeship, or similar on-the-job training required for
14 certification or licensing in the selected craft.

15 (3) The inmate shall take any necessary examination required for
16 certification or licensing ~~as a skilled craftsman~~ in the selected craft if the inmate is
17 otherwise eligible and fulfills the requirements for taking the examination.

18 (4) Upon successful completion of any certification or licensing as a skilled
19 craftsman, the inmate shall begin a one-year workforce development work release
20 program. The department may provide by rule for the crediting of work release to
21 fulfill the requirements of Paragraph (2) of this Subsection.

22 * * *

23 F. The provisions of this Part shall not be construed to relieve an inmate
24 from meeting any certification or licensing requirements for a selected craft
25 established by a professional licensing board or association or which are otherwise
26 provided for by law.

27 * * *

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)]

LaFonta

HB No. 661

Abstract: Amends provisions of law regarding the Inmate Rehabilitation and Workforce Development Act.

Present law Act No. 106 of the 2008 R.S. created the Inmate Rehabilitation and Workforce Development program administered by DPS&C.

Present law defines "workforce development work release" as a program for on-the-job training of inmates who have completed the inmate rehabilitation and workforce development program.

Proposed law retains present law and includes inmates who are participating in the program.

Present law provides that eligible inmates who have been admitted to the program shall participate in one-year intensive training in a selected craft.

Proposed law retains these provisions of present law.

Present law provides that upon completion of the program, the inmate shall qualify for any necessary examination to become a skilled craftsman. The inmate shall take any necessary examination for certification or licensing as a skilled craftsman and shall begin a one-year workforce development work release program. Upon completion of the program, the inmate shall be placed upon supervised parole for the remainder of his sentence.

Proposed law provides that upon completion of the one-year intensive training program, an inmate may qualify for any necessary examination to become a skilled craftsman provided the inmate is otherwise eligible and fulfills the requirements required for licensing or certification in the selected craft. If the inmate is not qualified for licensing or certification in the selected craft upon completion of the one-year intensive training program, the inmate may qualify for any available continuing training, including apprenticeship, or similar on-the-job training required for certification or licensing in the selected craft.

Proposed law provides that proposed law shall not be construed to relieve an inmate from meeting any certification or licensing requirements for a selected craft established by a professional licensing board or association or which are otherwise provided for by law.

(Amends R.S. 15:1199.3(7), 1199.9(B), 1199.10(B)(1), 1199.11, and 1199.12(D)(2), (3), and (4); Adds R.S. 15:1199.12(F))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Removes provisions regarding work release eligibility.
2. Adds provisions regarding the Inmate Rehabilitation and Workforce Development Act (Act No. 106 of the 2008 R.S.).

3. Provides that workforce development work release includes inmates who are participating in the inmate rehabilitation and workforce development program.
4. Adds that provided upon completion of the one-year intensive training program, an inmate may qualify for any necessary examination to become a skilled craftsman provided the inmate is otherwise eligible and fulfills the requirements required for licensing or certification in the selected craft. If the inmate is not qualified for licensing or certification in the selected craft upon completion of the one-year intensive training program, the inmate may qualify for any available continuing training, including apprenticeship, or similar on-the-job training required for certification or licensing in the selected craft.
5. Provides that DPS&C may provide by rule for the crediting of work release to fulfill the requirements of licensing as a skilled craftsman.
6. Adds that provisions of proposed law shall not be construed to relieve an inmate from meeting any certification or licensing requirements for a selected craft established by a professional licensing board or association or which are otherwise provided for by law.