

**,mb vcMinutes of the Louisiana Sentencing Commission
Department of Corrections Headquarters, Building 1
504 Mayflower, Baton Rouge, LA 70802
October 16th, 2014
1:00 p.m.**

The meeting was called to order by Honorable Ricky Babin, Chairman, at 1:16 p.m.

Members Present

Honorable Ricky Babin, Chairman
Honorable Charles Ballay (by phone)
Honorable Mike Cazes
Honorable Michael McDonald (proxy for Honorable Louis Daniel)
Mr. John DiGuilio (proxy for Mr. David Dugas)
Ms. Barbara Baire (proxy for Mr. James Dixon)
Honorable Hans Lilgeberg (proxy for Honorable Greg Guidry) (by phone)
Honorable Robert Kostelka (by phone)
Ms. Angela Whittaker (proxy for Secretary James LeBlanc)
Honorable Terry Landry (proxy for Honorable Joseph Lopinto)
Ms. Judith Rhodes (proxy for Ms. Cecil Guin)
Honorable Michael McDonald
Mr. Tyler Downing (proxy for Mr. Robert Mehrtens)
Honorable Helena Moreno
Honorable Laurie White

**Committee and Advisory
Members**

Darryl Campbell, DOC
Rhett Covington, DOC
Frank DiFulco, LASC
Jennifer Eagan, LASC
Genie Powers, DOC/P&P

Guests

Sonia Daniels, DPS & C
Linda Lala Duscoe, CURE
Tracey Rathburn, DPS & C

I. Welcome and Introductions

Honorable Ricky Babin, Chairman

Honorable Ricky Babin, Chairman, welcomed Honorable Terry Landry to his first meeting

II. Approval of Minutes

Honorable Ricky Babin, Chairman

Motion by Honorable Michael McDonald. Seconded by Honorable Laurie White. No objections

III. Review of NASC

Mr. Carle Jackson

- A. Comparative Justice Systems – conditions of confinement different from Louisiana. Must only examine sanctions or justice system while putting in a social context.
- B. Recidivism Reduction & Collateral Consequences of Conviction – ABA launched study group. – Public Defender Board published study on conditions of collateral consequences. Discussed if there is a rational nexus of collateral consequences (prohibitions) and nature of offense.
- C. Use of prior criminal history in sentencing – Retribution vs. Public Safety.

IV. Reports of Committees

Honorable Ricky Babin

A. Release Mechanisms and Re-Entry Committee

1. New Issues

- a) TWIC card unavailable to some inmates. No uniform law exists.
- b) Full disclosure requirement

c) Inform Legislature

Honorable Laurie White

Mr. Rhett Covington

2. Summary of work - Release Mechanisms subcommittee completed work. Developing to white paper reports for substance abuse misdemeanor interpretation. The subcommittee wants to provide a "Fact Sheet" for judges and legislature to show how we can help. Honorable Laurie White suggested the Re-Entry Committee should compile a Best practices sheet to streamline uniformity for judges. Honorable Laurie White mentioned the DOC website is a good place to start. Mr. Rhett Covington announced the DOC website is being revamped and is looking forward to suggestions from judges.

3. Drug treatment options - Reduced penalties if sign up

Honorable Ricky Babin

a) Dr. Mary Livers suggested Medicaid Holders can use Magellan but there may be a waiting list. . Suggested provider for DHH can come and make a presentation. Mr. Covington mention act 389 has possibilities for upfront treatment as diversion to incarceration.

b) Admission Eligibility

c) Cost

d) Type of program

e) Level of treatment

f) Availability

4. Changes to Re-Entry Court

Mr. Rhett Covington

a) Definition of Intensive Probation

b) Amendment to Re-Entry Statutes –Honorable Laurie White

c) Revisit issue Tax credit for Employers. This will not be "on top of" the current credit, rather an extension of work opportunity tax credit.

d) State Contracts

e) Social Impact Bonds (used in Oklahoma) If success criteria is met, then the State pays the contract back.

f) Carle Jackson suggested a visit from the National Association of Drug Court

B. Research and Technology

Mr. Frank DiFulco

Did not meet. Mr. DiFulco summarized progress of work thus far. Posted over 27, 000 disposition data has been reported to CCH. Posted 33,000 conviction records court ordered prohibition to NICS. R.S. 1435-3 (misdemeanor of domestic violence) has 2500 cases reported to NICS, 500 cases to CCH.

C. Juvenile Justice Committee

Dr. Mary Livers

Did not meet.

V. Planning 2015 Term: Issues for consideration

A. New Committee Structure and additional issues

B. Planning 2015 Term: Issues for consideration

VI. Other Business

Mr. John DiGuilio suggested Marijuana reform should be revisited.

VII. Next Meeting

The next meeting of the Louisiana Sentencing Commission will be January 15th, 2014

VIII. Adjourn Honorable Laurie White motioned to adjourn. Seconded by Honorable Mike Cazes. No objections. The meeting was adjourned at 2:32 p.m. The next meeting of the Commission will be January 15th, 2014.