



# LOUISIANA SENTENCING COMMISSION

HOME INCARCERATION AND ELECTRONIC MONITORING

The Louisiana Sentencing Commission has been charged with gathering information regarding Home Incarceration and Electronic Monitoring. La. R.S. 15.321 (E) mandates that the Commission shall conduct a comprehensive review of Louisiana's current sentencing structure, practices including a review and evaluation of home incarceration and electronic monitoring. In order to begin our work we are asking every District, City, Parish, Traffic and Juvenile judge to complete this survey.

**Prepared By:**

Name	<input type="text"/>
Title	<input type="text"/>
Court	<input type="text"/>

**Service Providers Monitoring Home Incarceration or Electronic Monitoring Programs**

As Per CCRP 894.2, Every provider of home incarceration supervision or electronic monitoring services shall submit information to the court, the sheriff of the parish, and the Department of Public Safety and Corrections. The Department of Public Safety and Corrections is authorized to establish regulations to develop a uniform reporting format and procedures for providers of home incarceration in order to promote efficiency and uniformity in data collection. We are requesting that you provide the name and contact information of the providers used by your court, so that we may notify them of these changes.

Provider	Contact Information

\*\*If it is easier, you may submit this information separately to

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Fax (504) 376-1403  
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### Selection of a Home Incarceration or Electronic Monitoring service Provider

When the defendant/offender is ordered to participate in the following, who normally selects the service provider for each of the options listed below?

	Judge	Supervision Officer	Defendant/Offender	Other	Not Used
Home Incarceration-No Monitoring Required (select "Other" or "Not Used")	<input type="checkbox"/>				
Home Incarceration-Random physical check of residence	<input type="checkbox"/>				
Home Incarceration-Telephonic Monitoring-Human interaction or Answering machines	<input type="checkbox"/>				
Home Incarceration-Voice recognition program	<input type="checkbox"/>				
Home Incarceration- Traditional RF tether anklet	<input type="checkbox"/>				
Home Incarceration-GPS	<input type="checkbox"/>				
GPS Tracking without Home Incarceration	<input type="checkbox"/>				
Continuous Alcohol Monitoring Devices	<input type="checkbox"/>				
Random Breath Testing Devices in the participants' home	<input type="checkbox"/>				
Daily Breath Testing-performed at the service providers location	<input type="checkbox"/>				
Ignition Interlock Devices	<input type="checkbox"/>				

At what point is the Service Provider chosen when home incarceration is ordered in each of the follow scenarios?

	Before Order	At Time of Order	After Order	Depends on Technology Used	Monitoring Not used	Other
Condition of Bond	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Part of Original Sentence	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
As a sanction	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



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### Home Incarceration or Electronic Monitoring as a Condition of Bond

When is compliance with home incarceration or electronic monitoring during pretrial considered in sentencing?

<input type="checkbox"/>	When offender volunteered to participate in the monitoring program
<input type="checkbox"/>	A report of compliance history is prepared by service provider prior to sentencing
<input type="checkbox"/>	Multiple violation reports were submitted during pretrial
<input type="checkbox"/>	Bond was revoked due to violations
<input type="checkbox"/>	Never
<input type="checkbox"/>	Other

### Ignition Interlock Devices as a Condition of Bond

LA CCRP 336.2 : The court shall require as a condition of release on bail that any person who is charged with a second or subsequent violation of R.S. 14:32.1, 39.1, 39.2, 98, 98.1, or a parish or municipal ordinance that prohibits the operation of a motor vehicle while under the influence of alcohol or drugs to install an ignition interlock device on any vehicle which he operates. The defendant shall have fifteen days from the date that he is released on bail to comply with this requirement, and the ignition interlock device shall remain on the vehicle or vehicles during the pendency of the criminal proceedings. Failure to comply with this condition of release shall result in the revocation of bail and reincarceration of the defendant. Under exceptional circumstances, the court may waive the provisions of this Article but shall indicate the reasons therefor to the law enforcement agency who has custody of the alleged offender documentation.

Who is responsible for ensuring the defendant has obtained an Ignition Interlock device within 15 days?	<input type="checkbox"/>	Sheriff or Law Enforcement Agency with Custody of Defendant	
	<input type="checkbox"/>	Judge, Commissioner or Magistrate	
	<input type="checkbox"/>	Pre-Trial Supervision Officer	
	<input type="checkbox"/>	Other	

What are acceptable "exceptional circumstances" that warrant waiving this requirement? (Check all that apply)	<input type="checkbox"/>	Suspended license	<input type="checkbox"/>	Unemployed
	<input type="checkbox"/>	No vehicle	<input type="checkbox"/>	Lack of providers
	<input type="checkbox"/>	Will not drive	<input type="checkbox"/>	Other:

When the ignition interlock requirement is waived what additional conditions are imposed as a condition of bond? (Select all that apply)	<input type="checkbox"/>	Do Not Consume Alcohol	<input type="checkbox"/>	Continuous Alcohol Monitoring
	<input type="checkbox"/>	Daily Breath Testing	<input type="checkbox"/>	Etg/Ets
	<input type="checkbox"/>	Random Breath Testing	<input type="checkbox"/>	Home Incarceration
	<input type="checkbox"/>	No additional sanctions imposed	<input type="checkbox"/>	Other:



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## Final Questions:

When the defendant/offender chooses the service provider for home incarceration or electronic monitoring, how is the court notified of the identity of the service provider?		The Participant notifies the court
		The Provider notifies the court
		The Supervision Office notifies the court
		Defendant does not choose provider
		Other

What factors prevent you from using home incarceration or electronic monitoring solutions more frequently?		Cost of service to client		Lack of service providers in area
		Lack of confidence in technology		Lack of protocols in dealing with participants violating conditions of the program
		Lack of standards in industry		Limitation of current law
		Other		