



**LOUISIANA
BOARD OF PARDONS & PAROLE**

**Number: 15-1501-POL
Date: August 20, 2021
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BOARD POLICY

SUBJECT: **SUSPENSION OF SUPERVISED PAROLE & INACTIVE PAROLE SUPERVISION**

PURPOSE: To establish guidelines for review of cases that maybe recommended for suspension of supervised parole or Inactive Parole Supervision.

AUTHORITY: LAC Title XI, Title 22, Chapter 7; La. R.S. 15:574.2, La. R.S. 15:574.10, 15:574.7, Act 203 of 2020 Regular Legislative Session

REFERENCES: Board Policy 11-1101-POL, “Types of Violations”
ACA Standards 2-1121 & 2-1124

POLICY:

The Board of Pardons and Committee on Parole (Board) supports the mission of the Department of Public Safety & Corrections and the Division of Probation & Parole. Supervision of offenders by P&P is done in a manner that safeguards the community and meets the programmatic needs of the offender. In order to make the most efficient use of P&P Officer time, cases that qualify for suspension of parole supervision may be placed in suspended status without impacting public safety. Placement of offenders in inactive status will allow for enhanced management of offenders in the greatest need of supervision.

DEFINITION:

Suspended Parole Supervision: Parole cases that meet the necessary requirements to be placed in a non-reporting status, and who remain in such status until the period of supervision expires or a violation occurs. Once a violation occurs, all conditions of parole shall be reactivated.

Inactive Parole Supervision: Parole cases that meet the requirements to be placed in an inactive supervision status which relieves the offender of all conditions of parole stated in La. R.S. 15:574.4.2(A)(2).

PROCEDURES:

SUSPENDED PAROLE SUPERVISION

- A. After a minimum of eighteen months supervised parole and upon the recommendation of the Division of Probation and Parole, the Board may determine that a parolee merits unsupervised parole and may suspend a parolee's supervision.
- 1) A Parole Officer may recommend that an offender be placed in suspended status if the offender meets the following criteria:
 - a. Completed a minimum of eighteen months supervision;

- b. Is a first or second felony offender;
 - c. Scored "minimum" on the DOC approved Risk Needs Assessment Tool;
 - d. Has completed all special conditions ordered by the sentencing judge and/or Board;
 - e. Has remained conviction free (excludes minor traffic and local municipal statutes) for the period of supervision and has no pending criminal matters;
 - f. Is a non DWI case;
 - g. Is free of any conviction, deferred adjudication withheld for a sex offense as defined in R.S. 15:541;
 - h. Is a current non-violent offender (a prior violent offense does not rule out the recommendation for suspended status if the current case meets eligibility requirements).
1. Exceptions to A.1.h.:
- (i) Parole case with a current violent offense that has been on supervision for at least five (5) years and has remained arrest free;
 - (ii) Parole case with a current violent offense with a medical or physical condition and is no longer considered a threat to public safety;
 - (iii) Parole case with a current violent offense who has been displaced to another state due to emergency situation (i.e., hurricane or other natural disaster) and who do not have a residence plan in Louisiana.
- B. A parolee in suspended status may be subject to revocation for parole violations committed prior to the expiration of his full term discharge date. The parolee may be returned to maximum supervision any time prior to the expiration of his full term discharge date if the Division of Probation and Parole makes a report showing that such supervision is in the interest of either the public or the parolee.

II. INACTIVE PAROLE SUPERVISION

- A. During the onset of parole supervision and development of the Supervision Plan, an offender who is free from any conviction for a sex offense as defined in R.S. 15:541, shall be advised of the incentive to be compliant with conditions of supervision in order to be recommended for Inactive Parole Supervision.
- B. As determined by the District Manager or during the Annual Review, the officer shall review the offender's case based on the following eligibility requirements.
 - 1) Offender's instant offense is not a crime of violence as defined by R.S. 14:2(B) and the offender has served a minimum of three years without a violation of the terms and conditions of parole.
 - 2) Offender's instant offense is a crime of violence as defined by R.S. 14:2(B) and the offender has served a minimum of seven years without a violation of the terms and conditions of parole.

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- C. Upon the offender becoming eligible, the officer shall submit an Activity Report to the Board recommending the offender be placed on Inactive Parole Supervision.
- D. Upon the Board's approval, the offender's supervision level will be changed to Administrative-Inactive Parole Supervision. At this effective date, the offender is no longer subject to the conditions of parole as defined in La. R.S.15:574.4.2(A)(2). Supervision fees will be inactivated in the DOC approved offender management system.
- E. Should the parolee have a new arrest, the supervising officer will notify the ~~Parole~~ Board and request the parolee to be returned to active parole supervision where the offender will be subject to the conditions of parole as defined in La. R.S.15:574.4.2(A)(2). Supervision fees will be reactivated in the DOC approved offender management system. The supervising officer will follow normal procedures for the violation process outlined in Board Policy 11-1101-POL, "Types of Violations".
- F. Offenders convicted of a new felony conviction while under Inactive Parole supervision are subject to revocation under La. R.S. 15:574.10.
- G. If the pending charges against the offender are rejected or dismissed, an Activity Report will be submitted to return the offender to Inactive Parole Supervision.
- H. If the offender completes his period of supervision with no new arrests, the case will be closed at their earned compliance date or full term date as appropriate.

SHERYL M. RANATZA, CHAIRMAN

**Signature on file*

This Policy replaces and supersedes Board Policy 15-1501-POL, "Suspension of Supervised Parole" dated July 20, 2020.