

HB 452 - Probation and Parole Violation Amendments

Sponsor: Rep. Lee B. Perry

Key Changes:

- Subsections (4) and (5): Allows a local law enforcement probation agency the ability to detain a county probationer that commits a major violation or repeated violations of probation if the court is not going to be able to conduct a hearing within a reasonable time.
 - A hold up to 72 hours is not intended to be a sanction or punishment; it will increase public safety by removing offenders short term who pose a threat or continue to commit crimes. Will protect offenders who relapse and face serious medical issues to include overdose deaths, remove offenders from bad situations and assist and encourage successful rehabilitation.
 - This can result in fewer new criminal cases, and it would largely be used for chronic re-offenders.
- Subsection (7): The local law enforcement agency can order incarceration if the offender is being supervised by the agency, and the agency has probable cause to believe the offender has violated the conditions of probation.