

• Eligibility

- Recommended independently by the Court at time of sentencing
- Recommended by the Court as a result of a probation revocation

• Selection Criteria

- Must be willing to voluntarily enter the Program
- Shall not have any prior felony convictions for any sex offense as defined in La. R.S. 15:541
- The instant offenses before the Court cannot be any of the following:
 - A crime of violence as defined in La. R.S. 14:2(B) (including domestic violence)
 - A sex offense as defined in La. R.S. 15:541
 - A habitual offender in accordance with La. R.S. 15:529.1
- Sentenced to the Department's custody for 10 years or less (must have at least 2 years to serve in custody)
- No pending matters defined in La. R.S. 14:2(B) as a crime of violence
- Current offense shall not be for a crime that resulted in the death of a person

• Unsuitability

- Outstanding felony charges
- Outstanding immigration detainer
- Pending probation/parole revocation
- Medical or Mental Health problem that would preclude safe Program participation and/or preclude achievement of a vocational certification
- A conviction for an offense involving the use of a firearm or dangerous weapon
- An assaultive escape within the last five years

THE INDIVIDUAL SHOULD HAVE SUFFICIENT MENTAL CALACITY AND SUFFICIENT EDUCATION TO BE ABLE TO ATTAIN HIS HISET WHILE IN THE PROGRAM.

THE INDIVIDUAL SHOULD HAVE SUFFICIENT PHYSICAL CAPABILITIES TO FULFILL THE REQUIREMENTS OF ONE OR MORE OF THE VOCATIONAL TRAINING PROGRAMS.

Example Language

The defendant being present in open Court and attended by Counsel, _____, asked leave of Court to withdraw the defendants previously entered plea of not guilty and entered a plea of guilty, whereupon Court had the defendant sworn and questioned as to his educational background, if the defendant could read and write the English language, if the defendant was under the influence of drugs, alcohol, or mind altering substances, questioned the defendant as to the knowledge of the charges against him and the possible penalties for same and subsequent felony convictions may result in greater penalties. Further, informed the defendant by pleading guilty he is waiving his right to an attorney or Court appointed attorney, right to a trial with or without a jury, right to confront accusers, right to cross-examine witnesses, right to subpoena witnesses, right against self-incrimination, the right to appeal and the right to an attorney or Court appointed attorney for the appellate process. The Court reviewed the defendants specific sentence with the defendant, the defendant agreed to receive said sentence. The State and Defense stipulated there is a factual basis to support the charge. The Court being satisfied the defendant is making a free and voluntary waiver of his constitutional rights and the defendant is satisfied with the advise received from his Counsel, and the Court having found the defendant has the necessary mental capacity, and does in fact, understand the nature of the charge, the Court having found there is a factual basis to support

the charge, Court accepts the defendants plea, adjudicated the defendant guilty, and the Defense Counsel at this time waived delays in sentencing, Court ordered the following sentence be imposed:

, having declared he is 25 years of age and after having pled guilty to unlawfully violated Count 1, R.S. 40:966 A POSSESSION WITH INTENT TO DISTRIBUTE SCHEDULE I CONTROLLED DANGEROUS SUBSTANCE, on or about November 14, 2013 possession with the intent to distribute or dispense a controlled dangerous substance under Schedule I, to-wit: Heroin. After having considered the factors set forth in LA R.S. 13:5401, the Court finds that the workforce development sentencing is in the interest of justice and of benefit to the defendant and the community. The Court sentences the defendant to serve a period of nine (9) years at hard labor with the Department of Public Safety and Corrections, State of Louisiana; sentences the defendant, under the provisions of LA R.S. 13:5401, to the custody of the Department of Public Safety and Corrections to participate in the Offender Rehabilitation and Workforce Development Program under the terms and conditions of the workforce development sentencing program made a part of the minutes of this Court, and subject to the following special conditions:

After successful completion of that program, the defendant may petition the Court to be placed on intensive reentry supervision by this Court. The Court gives the defendant credit for time served subsequent to his arrest on this charge.

Court 2, R.S. 40:968C POSSESSION OF A SCHEDULE III CONTROLLED DANGEROUS SUBSTANCE, on or about November 14, 2013, by knowingly or intentionally possessing a controlled dangerous substance to wit: Testosterone . After having considered the factors set forth in LA R.S. 13:5401, the Court finds that the workforce development sentencing is in the interest of justice and of benefit to the defendant and the community. The Court sentences the defendant to serve a period of three (3) years at hard labor with the Department of Public Safety and Corrections, State of Louisiana; sentences the defendant, under the provisions of LA R.S. 13:5401, to the custody of the Department of Public Safety and Corrections to participate in the Offender Rehabilitation and Workforce Development Program under the terms and conditions of the workforce development sentencing program made a part of the minutes of this Court, and subject to the following special conditions:

After successful completion of that program, the defendant may petition the Court to be placed on intensive reentry supervision by this Court. The Court gives the defendant credit for time served subsequent to his arrest on this charge.

Court ordered the sentence imposed herein as to Count 1 and 2 run concurrently with each other and 490363

State at this time advised the Court that he reserves the right to file a Multiple Offender Bill of Information on the defendant if he does not successfully complete the Offender Rehabilitation and Workforce Development Program.

Court ordered the signed originals of the Client Contract for Participation in Re-Entry Court and the Re-Entry Court Program Plea of Guilty and Waiver of Rights be filed into the record.

Court advised the defendant that he waives all divisional issues of Court in the case that another Judge is presiding over the program. That Judge will have jurisdiction over these matters. Court advised the defendant that he will be monitoring the defendant while at Angola.

The Court informed the defendant that under the Code of Criminal Procedure Article 930.8, his has two (2) years from the time the sentence becomes final to file for post-conviction relief.