
DIGEST

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Connick

HB No. 1155

Abstract: Provides relative to sex offender registration and notification provisions.

Present law (R.S. 15:541 et seq.) provides for the following:

- (1) Requires sex offenders, child predators, and juveniles adjudicated delinquent for certain offenses to register with local law enforcement agencies and to provide them with information regarding their identities, residence, conviction, and other personal information.
- (2) Provides registration procedures for offenders with out-of-state convictions.
- (3) Provides for registration periods of 15 and 25 years for some offenders and lifetime registration for the most violent offenders.
- (4) Provides that the duration of the sex offender registration and notification period shall be reduced if the offender maintains a clean record for a certain period of time.

Proposed law amends and clarifies present law provisions, including the following major changes:

- (1) Redefines "aggravated offense", "criminal offense", and "sexual offense against a victim who is a minor" to include convictions for certain offenses under the laws of another state, or military, territorial, foreign, tribal, or federal law.
- (2) Provides that the registration and notification requirements of Chapter 3-B of Title 15 shall also apply to persons who were convicted of the perpetration or attempted perpetration of, or conspiracy to commit, aggravated oral sexual battery prior to Aug. 15, 2001, the effective date of the repeal of R.S. 14:43.4.
- (3) Adds the definitions of "out-of-state offender" and "out-of-state offense".
- (4) Clarifies that juveniles are required to register on the basis of an in-state or out-of-state adjudication for certain offenses.
- (5) Clarifies that sex offenders shall register in person with local enforcement.

- (6) Provides for the venue and burden of proof relative to a motion to waive sex offender registration requirements for out-of-state convictions of carnal knowledge of a juvenile.
- (7) Clarifies provisions regarding the registration procedures and the duration of registration requirements for offenders convicted or adjudicated under the laws of another state, or military, territorial, foreign, tribal, or federal law.
- (8) Amends provision providing that the duration of the sex offender registration and notification period shall be reduced if the offender maintains a clean record for a certain period of time, and provides that the duration may be reduced upon petition to the court of conviction or adjudication.
- (9) Clarifies procedures for reductions in sex offender registration periods.
- (10) Clarifies that period of registration and notification begins from the date of initial registration in La.

Proposed law, regarding the duration of sex offender registration and notification requirements, provides that an offender shall only receive credit for the period of time in which he resides in this state and complies with the registration and notification requirements of this state.

(Amends R.S. 15:541(2)(a) and (24), 542(A)(2) and (3)(a), (B), (F)(2) and (3)(a) and (c), 542.1.3(B)(2), (3), and (4), and (H), and 544(A), (B)(1), (C), (D)(1) and (2), and (E)(2); Adds R.S. 15:541(2)(n), (12)(c), (25)(l), (31), and (32), 542(A)(3)(h), and 544(D)(4))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Clarified that the period of registration and notification begins from the date of initial registration in La.
2. Provided that an offender shall only receive credit for the period of time in which he resides in this state and complies with the registration and notification requirements of this state.