

RÉSUMÉ DIGEST

ACT 560 (HB 992)

2016 Regular Session

Connick

Existing law provides for sex offender notification and registration requirements. Those requirements, and the time period in which an offender must comply with those requirements, differ depending upon the offense committed. Persons convicted of an "aggravated offense" must comply with these requirements for their lifetime and persons convicted of a "sexual offense against a victim who is a minor" must comply for 25 years. Other sex offenders must comply for 15 years.

Existing law defines "aggravated offense" and "sexual offense against a victim who is a minor" for the purposes of existing law.

New law adds the crime against nature to those definitions, depending upon which element of the crime the sex offender is convicted.

Prior law required certain persons convicted of third degree rape to register and provide notification pursuant to existing law for the duration of their lifetime only when either of the following occur:

- (1) The victim is incapable of resisting or of understanding the nature of the act by reason of a stupor or abnormal condition of mind produced by an intoxicating agent or any cause and the offender knew or should have known of the victim's incapacity.
- (2) The victim, through unsoundness of mind, is temporarily or permanently incapable of understanding the nature of the act and the offender knew or should have known of the victim's incapacity.

New law amends prior law to require all persons convicted of third degree rape to register for the duration of their lifetime regardless of whether the victim is incapable of resisting due to an intoxicating agent or unsoundness of mind.

Effective August 1, 2016.

(Amends R.S. 15:541(2)(c), (k)-(q) and (25)(n); Adds R.S. 15:541(2)(r) and (25)(o))