

2017 Regular Session

HOUSE BILL NO. 162

BY REPRESENTATIVE SHADOIN

1 AN ACT

2 To amend and reenact R.S. 14:133.6(A) and (C) and to enact R.S. 14:133.6(B)(3) and (4),
3 relative to the crime of filing a false lien; to amend the crime of filing a false lien
4 against a law enforcement officer or court officer to apply to state officers and state
5 employees; to provide for definitions; to provide for criminal penalties; and to
6 provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 14:133.6(A) and (C) are hereby amended and reenacted and R.S.
9 14:133.6(B)(3) and (4) are hereby enacted to read as follows:

10 §133.6. Filing a false lien against a law enforcement officer, ~~or court officer, state~~
11 officer, or state employee

12 A. The crime of filing a false lien or encumbrance against a law enforcement
13 officer, ~~or court officer, state officer, or state employee~~ is committed when a person
14 knowingly files, attempts to file, or conspires to file, in any public records or in any
15 private record that is generally available to the public, any false lien or encumbrance
16 against the ~~real or personal~~ movable or immovable property of a law enforcement
17 officer, ~~or court officer, state officer, or state employee~~, as retaliation against the
18 officer or employee for the performance of his official duties, knowing or having
19 reason to know that ~~such the~~ lien or encumbrance is false or contains any materially
20 false, fictitious, or fraudulent statement or representation.

21 B. For purposes of this Section, the following definitions shall apply:

22 * * *

23 (3) "State employee" shall mean any person in the classified or unclassified
24 service for the state of Louisiana.

1 (4) "State officer" shall mean any person holding an elective office or
2 appointive office for the state of Louisiana.

3 C.(1) Whoever commits the crime of filing a false lien against a law
4 enforcement officer, or court officer, state officer, or state employee shall be fined
5 not less than five hundred dollars nor more than the amount of the value of the false
6 lien or encumbrance, imprisoned, with or without hard labor, for not more than two
7 years, or both.

8 (2) The court, in addition to any punishment imposed under the provisions
9 of this Section, may order the offender to pay restitution to the law enforcement
10 officer, or court officer, state officer, or state employee for any costs incurred as a
11 result of the false lien or encumbrance.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____