

2018 Regular Session

HOUSE BILL NO. 15

BY REPRESENTATIVE MORENO

CRIME: Adds domestic abuse battery, battery of a dating partner, and certain violations of protective orders to the list of crimes of violence

1 AN ACT

2 To enact R.S. 14:2(B)(48), (49), and (50), relative to crimes of violence; to add battery of
3 a dating partner, domestic abuse battery, and certain violations of protective orders
4 involving a battery or crime of violence to the list of enumerated crimes of violence;
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:2(B)(48), (49), and (50) are hereby enacted to read as follows:

8 §2. Definitions

9 * * *

10 B. In this Code, "crime of violence" means an offense that has, as an
11 element, the use, attempted use, or threatened use of physical force against the
12 person or property of another, and that, by its very nature, involves a substantial risk
13 that physical force against the person or property of another may be used in the
14 course of committing the offense or an offense that involves the possession or use
15 of a dangerous weapon. The following enumerated offenses and attempts to commit
16 any of them are included as "crimes of violence":

17 * * *

18 (48) Domestic abuse battery.

19 (49) Battery of a dating partner.

- 1 (50) Violation of protective orders if the violation involves a battery or any
 2 crime of violence as defined by this Subsection against the person for whose benefit
 3 the protective order is in effect.
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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 15 Original

2018 Regular Session

Moreno

Abstract: Adds the crimes of battery of a dating partner, domestic abuse battery, and violation of protective orders involving a battery or crime of violence against the protected person to the list of enumerated crimes of violence.

Present law provides for a definition of "crime of violence" and provides for a list of forty-three enumerated present law offenses that are included as crimes of violence.

Proposed law retains present law and adds the following present law crimes to the list of enumerated crimes of violence:

- (1) Domestic abuse battery.
- (2) Battery of a dating partner.
- (3) Violation of protective orders if the violation involves a battery or any crime of violence against the person for whose benefit the protective order is in effect.

(Adds R.S. 14:2(B)(48), (49), and (50))