

2020 Regular Session

SENATE BILL NO. 181

BY SENATOR HARRIS

CRIME/PUNISHMENT. Provides mandatory sentences for persons who commit burglary of a motor vehicle or solicit juveniles to commit burglary of a motor vehicle. (8/1/20)

1 AN ACT

2 To amend and reenact R.S. 14:62 and 92(C), (D), and (E)(1) and (2), relative to the crime  
3 of simple burglary; to provide mandatory sentences for persons who commit simple  
4 burglary of a motor vehicle resulting in certain property damage; to provide  
5 mandatory sentences for adults who solicit juveniles to commit simple burglary of  
6 a motor vehicle; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 14:62 and 92(C), (D), and (E)(1) and (2) are hereby amended and  
9 reenacted to read as follows:

10 §62. Simple burglary

11 A. Simple burglary is the unauthorized entering of any dwelling, motor  
12 vehicle, watercraft, or other structure, movable or immovable, or any cemetery, with  
13 the intent to commit a felony or any theft therein, other than as set forth in R.S.  
14 14:60.

15 B. Whoever (1) Except as provided in Paragraph (2) of this Subsection,  
16 whoever commits the crime of simple burglary shall be fined not more than two  
17 thousand dollars, imprisoned, with or without hard labor, for not more than twelve

1 years, or both.

2 (2) Whoever commits the crime of simple burglary of a motor vehicle  
3 shall be fined not less than seven hundred fifty dollars nor more than two  
4 thousand dollars, imprisoned with or without hard labor for not more than  
5 twelve years, or both.

6 \* \* \*

7 §92. Contributing to the delinquency of juveniles

8 \* \* \*

9 C. ~~Whoever~~ Except as provided in Subsections (D) and (E) of this Section,  
10 whoever commits the crime of contributing to the delinquency of a juvenile shall be  
11 fined not more than five hundred dollars, or imprisoned for not more than six  
12 months, or both.

13 D. Whoever is charged and convicted of contributing to the delinquency of  
14 a juvenile under Paragraph (7) of Subsection A of this Section shall be fined not  
15 more than one thousand dollars, or imprisoned, with or without hard labor, for not  
16 more than two years, or both.

17 E.(1) Whoever is charged and convicted of contributing to the delinquency  
18 of a juvenile under Subparagraph (a) of Paragraph (11) of Subsection A of this  
19 Section shall be imprisoned at hard labor for not less than two years ~~and for not~~ nor  
20 more than ten years, or imprisoned according to the sentence of imprisonment for the  
21 underlying felony, whichever is less.

22 (2) ~~Whoever~~ (a) Except as provided in Subparagraph (b) of this  
23 Paragraph, whoever is charged and convicted of contributing to the delinquency  
24 of a juvenile under Subparagraph (b) of Paragraph (11) of Subsection A of this  
25 Section shall be fined not more than one thousand dollars, or imprisoned, with or  
26 without hard labor, for not more than two years, or both.

27 (b) Whoever is charged and convicted of contributing to the delinquency  
28 of a juvenile under Subparagraph (b) of Paragraph (11) of Subsection A of this  
29 Section when the underlying felony is a violation of R.S. 14:62, simple burglary,



crime of simple burglary relating to the simple burglary of a motor vehicle is to be fined between \$1000 and \$5,000 and imprisoned, with or without hard labor, for between two years and five years.

Effective August 1, 2020.

(Amends R.S. 14:62 and 92(C), (D), and (E)(1) and (2))