

2024 Regular Session

HOUSE BILL NO. 130

BY REPRESENTATIVE BAYHAM

CRIME/SEX OFFENSES: Provides relative to the crime of molestation of a juvenile

1 AN ACT

2 To amend and reenact R.S. 14:81.2(B)(2) and (3)(a) and to enact R.S. 14:81.2(B)(4) and (5),
3 relative to the crime of molestation of a juvenile; to provide for penalties for
4 molestation of a juvenile in certain circumstances; to provide for definitions; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:81.2(B)(2) and (3)(a) are hereby amended and reenacted and R.S.
8 14:81.2(B)(4) and (5) are hereby enacted to read as follows:

9 §81.2. Molestation of a juvenile or a person with a physical or mental disability

10 * * *

11 B.

12 * * *

13 (2) Whoever commits the crime of molestation of a juvenile, when the victim
14 is thirteen years of age or older but has not yet attained the age of seventeen, and
15 when the offender has control or supervision over the juvenile, shall be fined not
16 more than ten thousand dollars, or imprisoned, with or without hard labor, for not
17 less than ~~five~~ ten years nor more than twenty years, or both. The defendant shall not
18 be eligible to have his conviction set aside or his prosecution dismissed in
19 accordance with Code of Criminal Procedure Article 893.

Proposed law provides that when a person who provides recreational instruction to the juvenile commits the crime of molestation of a juvenile when the victim is 13 years of age or older but has not yet attained the age of 17, he shall be fined not more than \$10,000, or imprisoned, with or without hard labor, for not less than 10 years nor more than 40 years, or both.

Proposed law further provides that at least 10 years of the sentence imposed shall be without the benefit of parole, probation, or suspension of sentence, and the defendant shall not be eligible to have his conviction set aside or his prosecution dismissed in accordance with present law (C.Cr.P. Art. 893).

Proposed law defines the terms "clergyman" and "recreational instruction".

(Amends R.S. 14:81.2(B)(2) and (3)(a); Adds R.S. 14:81.2(B)(4) and (5))