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## DIGEST

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HB 269 Original

2024 Regular Session

Muscarello

**Abstract:** Provides relative to the crime of simple escape.

Present law (C.Cr.P. Art. 611) provides that the venue for a trial is where the offense is committed.

Proposed law retains present law.

Present law provides that if the offender is charged with certain offenses, the offense is deemed to have been committed either in the parish where the offense occurred or where the victim resides.

Proposed law amends present law to remove the defunct crime of unauthorized use of an access card and adds the offenses of simple escape and aggravated escape.

Present law (R.S. 14:110) provides for the offenses of simple and aggravated escape.

Proposed law retains present law generally.

Proposed law amends present law to change a term name from sheriffs of the respective parishes to law enforcement of the respective parishes.

Proposed law amends the present law offense of simple escape to provide for an additional element that involves the intentional alteration, destruction, removal, or disabling of electronic monitoring equipment while participating in a home incarceration program.

Present law provides that a person participating in a home incarceration program under the jurisdiction and control of the sheriffs of the respective parishes who commits the crime of simple escape shall be imprisoned with or without hard labor for not less than six months nor more than five years, and such sentence shall not run concurrently with any other sentence.

Proposed law amends present law to provide that a person participating in a home incarceration program under the jurisdiction and control of law enforcement of the respective parishes who intentionally alternates, destroys, removes, or disables electronic monitoring equipment while participating in a home incarceration program shall be imprisoned with or without hard labor for not less than six months nor more than five years, and such sentence shall not run concurrently with any other sentence.

Proposed law provides that it shall be a violation of proposed law if the offense is committed within

the parish of the court which ordered the home incarceration or in the parish where the defendant resides or is physically located.

(Amends C.Cr.P. Art. 611(C) and R.S. 14:110(A)(2), (B)(3), and (E); Adds R.S. 14:110(A)(4))