

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), relative to the crime of molestation of
3 a juvenile; to provide for penalties for molestation of a juvenile in certain
4 circumstances; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

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

8 §81.2. Molestation of a juvenile or a person with a physical or mental disability

9 * * *

10 B.

11 * * *

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

19 (3)(a) Whoever commits the crime of molestation of a juvenile, when the
20 victim is thirteen years of age or older but has not yet attained the age of seventeen,

Proposed law increases the minimum penalty from five years to 10 years and provides that at least 10 years of the sentence imposed, rather than five years, shall be without the benefit of parole, probation, or suspension of sentence.

(Amends R.S. 14:81.2(B)(2) and (3)(a))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Make technical changes.
2. Specify that the crime of molestation of a juvenile applies to a person who is in a position of supervision or entrusted with a supervisory role of the juvenile that includes but is not limited to a religious, charitable, scientific, educational, athletic, or youth-serving purpose.
3. Remove provisions of proposed law relative to application of present law involving clergymen and recreational instructors.