

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 816

2024 Regular Session

Wilford Carter

CRIME: Provides relative to residential contractor fraud

Synopsis of Senate Amendments

1. Makes technical changes.
2. Restructures provisions of proposed law relative to the penalties for committing residential contractor fraud when the victim is 65 years of age or older.
3. Removes "emotional or mental suffering" from consideration for enhanced sentencing.
4. Removes the definition of "emotional or mental suffering".

Digest of Bill as Finally Passed by Senate

Present law provides for the crime of residential contractor fraud and provides for penalties.

Proposed law retains present law.

Proposed law provides that a person sentenced under the provisions of present law (R.S. 14:202.1(C)(2), (3), or (4)) when the victim is 65 years of age or older, in addition to any other penalties imposed pursuant to present law, shall be imprisoned, with or without hard labor, for not more than five years, to be served consecutively with the sentence imposed.

Proposed law provides that nothing in present law shall preclude a victim from pursuing civil remedies pursuant to present law (R.S. 9:4856) or any other applicable provision of law.

(Amends R.S. 14:202.1(D); Adds R.S. 14:202.1(E) and (F))