

2025 Regular Session

HOUSE BILL NO. 111

BY REPRESENTATIVE VILLIO AND SENATOR BASS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CRIME/SEX OFFENSES: Provides relative to the unlawful presence of certain sex offenders

1 AN ACT

2 To amend and reenact R.S. 14:91.1(D) and to enact R.S. 14:91.1(A)(3) and 91.2(A)(7),
3 relative to offenses affecting the health and morals of minors; to provide relative to
4 certain sex offenders; to provide for elements that constitute the unlawful presence
5 of a sexually violent predator; to provide for elements that constitute the unlawful
6 presence of a sex offender; to provide for definitions; and to provide for related
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 14:91.1(D) is hereby amended and reenacted and R.S. 14:91.1(A)(3)
10 and 91.2(A)(7) are hereby enacted to read as follows:

11 §91.1. Unlawful presence of a sexually violent predator

12 A. Unlawful presence of a sexually violent predator is any of the following:

13 * * *

14 (3)(a) Loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m.
15 and 5:00 p.m. within one thousand feet of a location that is commonly used for the
16 pickup or drop off of children for school or a school-related activity when a child is
17 present and the offender has reasonable grounds to believe that a child or children
18 are awaiting pickup or drop off from school or a school-related activity.

19 (b) For the purposes of this Paragraph, "reasonable grounds" includes but is
20 not limited to the belief that a child or children are awaiting pickup or drop off for

1 school or a school-related activity based on the attire of the child or children,
2 personal items or effects, school supplies, athletic equipment, or the time of day.

3 * * *

4 D. For the purposes of this Section:

5 (1) "Loitering" means to linger, remain, or prowl in a public place or on the
6 premises of another for a protracted period of time without lawful business or reason
7 to be present.

8 (2) "School property" means any property used for school purposes,
9 including but not limited to school buildings, playgrounds, and parking lots.

10 ~~(2)~~ (3) "Sexually violent predator" means a person defined as such in
11 accordance with the provisions of Chapter 3-D of Title 15 of the Louisiana Revised
12 Statutes of 1950.

13 * * *

14 §91.2. Unlawful presence of a sex offender

15 A. The following acts when committed by a person convicted of a sex
16 offense as defined in R.S. 15:541 when the victim is under the age of thirteen years
17 shall constitute the crime of unlawful residence or presence of a sex offender:

18 * * *

19 (7)(a) Loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m.
20 and 5:00 p.m. within one thousand feet of a location that is commonly used for the
21 pickup or drop off of children for school or a school-related activity when a child is
22 present and the offender has reasonable grounds to believe that a child or children
23 are awaiting pickup or drop off from school or a school-related activity.

24 (b) For the purposes of this Paragraph, "reasonable grounds" includes but is
25 not limited to the belief that a child or children are awaiting pickup or drop off for
26 school or a school-related activity based on the attire of the child or children,
27 personal items or effects, school supplies, athletic equipment, or the time of day.

28 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 111 Original

2025 Regular Session

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Abstract: Provides relative to the unlawful presence of certain sex offenders.

Present law (R.S. 14:91.1) provides for the crime of unlawful presence of a sexually violent predator.

Proposed law retains present law generally.

Present law (R.S. 14:91.1(A)) provides for acts and locations that constitute the unlawful presence of a sexually violent predator.

Proposed law retains present law and adds loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m. and 5:00 p.m. within 1,000 feet of a location that is commonly used for the pickup or drop off of children for school or a school-related activity when a child or children are present and the offender has reasonable grounds to believe that a child or children are awaiting pickup or drop off from school or a school-related activity.

Proposed law defines the terms "reasonable grounds" and "loitering".

Present law (R.S. 14:91.2) provides for the crime of unlawful presence of a sex offender.

Proposed law retains present law generally.

Present law (R.S. 14:91.2(A)) provides for acts and locations that constitute the unlawful presence of a sex offender.

Proposed law retains present law and adds loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m. and 5:00 p.m. within 1,000 feet of a location that is commonly used for the pickup or drop off of children for school or a school-related activity when a child or children are present and the offender has reasonable grounds to believe that a child or children are awaiting pickup or drop off from school or a school-related activity.

Proposed law defines the term "reasonable grounds".

(Amends R.S. 14:91.1(D); Adds R.S. 14:91.1(A)(3) and 91.2(A)(7))