

**HOUSE COMMITTEE AMENDMENTS**

2025 Regular Session

Substitute for Original House Bill No. 76 by Representative Moore as proposed by the House Committee on Administration of Criminal Justice

**This document reflects the content of a substitute bill but is not in a bill form; page numbers in this document DO NOT correspond to page numbers in the substitute bill itself.**

To amend and reenact R.S. 14:43.1(A)(introductory paragraph) and to enact R.S. 14:43.2(A)(3), relative to rape and sexual battery; to provide relative to the offenses of sexual battery and second degree sexual battery; to provide relative to conduct that constitutes sexual battery or second degree sexual battery; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:43.1(A)(introductory paragraph) is hereby amended and reenacted and R.S. 14:43.2(A)(3) is hereby enacted to read as follows:

§43.1. Sexual battery

A. Sexual battery is the intentional touching of the anus or genitals of the victim by the offender using any instrumentality or any part of the body of the offender, directly or through clothing, or the touching of the anus or genitals of the offender by the victim using any instrumentality or any part of the body of the victim, directly or through clothing, or the infection of an incurable sexually transmitted disease from the offender to the victim when any of the following occur:

\* \* \*

§43.2. Second degree sexual battery

A. Second degree sexual battery is the intentional engaging in any of the following acts with another person when the offender intentionally inflicts serious bodily injury on the victim:

\* \* \*

(3) The infection of an incurable sexually transmitted disease from the offender to the victim.

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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)]

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HB Draft

2025 Regular Session

**Abstract:** Provides relative to sexual battery committed under certain circumstances.

Present law (R.S. 14:43.1) provides for the crime of sexual battery.

Proposed law retains present law and provides, as an additional circumstance of present law, the infection of an incurable sexually transmitted disease from the offender to the victim.

Present law (R.S. 14:43.2) provides for the crime of second degree sexual battery and further provides that an element of this offense is the intentional engaging in certain acts with another person when the offender intentionally inflicts serious bodily injury on the victim.

Proposed law retains present law and provides, as an additional circumstance of present law, the infection of an incurable sexually transmitted disease from the offender to the victim.

(Amends R.S. 14:43.1(A)(intro. para.); Adds R.S. 14:43.2(A)(3))