

2025 Regular Session

HOUSE BILL NO. 67

BY REPRESENTATIVES HORTON, ADAMS, AMEDEE, BACALA, BOYER, BRYANT,
BUTLER, COX, DEVILLIER, ECHOLS, EDMONSTON, FIRMENT, FISHER,
KERNER, JACOB LANDRY, MOORE, OWEN, PHELPS, SCHLEGEL, SPELL,
THOMPSON, WILDER, WILEY, AND ZERINGUE

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 571.1 and Code of Evidence
3 Article 804(B)(5) and to enact R.S. 14:42.1(A)(3), relative to sex offenses involving
4 minors; to provide for an additional circumstance that constitutes second degree
5 rape; to provide relative to the time limitations upon which to institute prosecution
6 for certain sex offenses; to provide relative to hearsay exceptions in certain
7 circumstances; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 14:42.1(A)(3) is hereby enacted to read as follows:

10 §42.1. Second degree rape

11 A. Second degree rape is rape committed when the anal, oral, or vaginal
12 sexual intercourse is deemed to be without the lawful consent of the victim because
13 it is committed under any one or more of the following circumstances:

14 * * *

15 (3) When the offender acts without the consent of the victim, the victim is
16 thirteen years of age or older but less than seventeen years of age, and the difference
17 between the age of the victim and the age of the offender is three years or greater.
18 Lack of knowledge of the victim's age shall not be a defense.

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