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## DIGEST

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Katrina Jackson

HB No. 791

**Abstract:** Amends the crime of theft and repeals certain theft statutes relative to livestock, animals, crawfish, alligators, rental motor vehicles, motor vehicle fuel, used building components, utility property, and copper.

Present law provides for the crime of theft (R.S. 14:67) and provides penalties for the offense as follows:

- (1) When the taking amounts to a value of \$1,500 or more - imprisonment, with or without hard labor, for up to 10 years, a fine of up to \$3,000, or both.
- (2) When the taking amounts to a value of \$500 or more, but less than \$1,500 - imprisonment, with or without hard labor, for up to five years, a fine of up to \$2,000, or both.
- (3) When the taking amounts to a value of less than \$500 - imprisonment for up to six months, fined not more than \$1,000, or both.

Proposed law amends the penalties for this offense as follows:

- (1) When the taking amounts to a value of \$100,000 or more - imprisonment at hard labor for two to 25 years, a fine of up to \$100,000, or both. Two years of the sentence imposed shall be without benefit of parole, probation, or suspension of sentence.
- (2) When the taking amounts to a value of \$50,000 or more, but less than \$100,000 - imprisonment at hard labor for up to 15 years, a fine of up to \$50,000, or both.
- (3) When the taking amounts to a value of \$10,000 or more, but less than a value of \$50,000 - imprisonment, with or without hard labor, for not more than 10 years, a fine of not more than \$25,000, or both.
- (4) When the taking amounts to a value of \$5,000 or more, but less than a value of \$10,000 - imprisonment, with or without hard labor, for not more than five years, a fine of not more than \$15,000, or both.
- (5) When the taking amounts to a value of \$1,000 or more, but less than a value of \$5,000 - imprisonment, with or without hard labor, for not more than three years, a fine of not

more than \$10,000, or both.

- (6) When the taking amounts to less than a value of \$1,000 - imprisonment for up to six months, a fine of not more than \$1,000, or both.

In addition to the crime of theft, present law provides for theft of certain things including livestock (R.S. 14:67.1), animals (R.S. 14:67.2), crawfish (R.S. 14:67.5), alligators (R.S. 14:67.13), rental motor vehicles (R.S. 67.14), motor vehicle fuel (R.S. 14:67.17), used building components (R.S. 14:67.23), utility property (R.S. 14:67.24), and copper (R.S. 14:67.27 and 67.28).

Proposed law retains the present law crime of theft, and repeals certain theft statutes relative to livestock (R.S. 14:67.1), animals (R.S. 14:67.2), crawfish (R.S. 14:67.5), alligators (R.S. 14:67.13), rental motor vehicles (R.S. 67.14), motor vehicle fuel (R.S. 14:67.17), used building components (R.S. 14:67.23), utility property (R.S. 14:67.24), and copper (R.S. 14:67.27 and 67.28).

Present law provides responsive verdicts for crime of theft and for theft and attempted theft of cattle, horses, mules, sheep, hogs, or goats.

Proposed law amends responsive verdicts relative to the crime of theft, and repeals the responsive verdict provisions relative to the theft and attempted theft of cattle, horses, mules, sheep, hogs, or goats.

(Amends R.S. 14:67(B) and C.Cr.P. Art. 814(A)(26); Repeals R.S. 14:67.1, 67.2, 67.5, 67.13, 67.14, 67.17, 67.23, 67.24, 67.27, and 67.28 and C.Cr.P. Art. 814(A)(28) and (29))