

2018 Regular Session

SENATE BILL NO. 563 (Substitute of Senate Bill No. 84 by Senator Walsworth)

BY SENATORS WALSWORTH AND THOMPSON

JUVENILE JUSTICE. Provides relative to the penalty for cruelty to a juvenile. (8/1/18)

1 AN ACT

2 To amend and reenact R.S. 14:93(D), relative to criminal justice; to provide relative to the
3 penalty for cruelty to a juvenile; to provide for the age of victims; and to provide for
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:93(D) is hereby amended and reenacted to read as follows:

7 §93. Cruelty to juveniles

8 * * *

9 D.(1) Whoever commits the crime of cruelty to juveniles shall be fined not
10 more than one thousand dollars or imprisoned with or without hard labor for not
11 more than ten years, or both.

12 **(2) Notwithstanding the provisions of Paragraph (1) of this Subsection,**
13 **whoever commits the crime of cruelty to juveniles as defined in Paragraph**
14 **(A)(1) of this Section when the victim is eight years old or younger shall be**
15 **imprisoned at hard labor for not more than twenty years.**

The original instrument was prepared by Ashley Menou. The following digest, which does not constitute a part of the legislative instrument, was prepared by Linda Nugent.

DIGEST

SB 563 Reengrossed

2018 Regular Session

Walsworth

Present law provides that cruelty to a juvenile includes, among other criteria, the intentional or criminally negligent mistreatment or neglect by anyone 17 or older of any child under the age of 17 whereby unjustifiable pain or suffering is caused to the child.

Present law provides the penalty for cruelty to a juvenile shall be a fine of not more than \$1,000 or imprisoned with or without hard labor for not more than 10 years, or both.

Proposed law retains present law.

Proposed law provides that if a person is convicted of the present law provision of cruelty to a juvenile and the victim is eight years old or younger, the penalty shall be imprisonment at hard labor for not more than 20 years.

Effective August 1, 2018.

(Amends R.S. 14:93(D))

Summary of Amendments Adopted by SenateSenate Floor Amendments to engrossed bill

1. Changes the term of imprisonment from not less than five years nor more than 40 years to not more than 20 years.
2. Deletes provisions relating to penalty for second degree cruelty to juveniles.