

2022 Regular Session

HOUSE BILL NO. 99

BY REPRESENTATIVE MCMAHEN

CRIME: Adds the crime of resisting a police officer with force or violence to the list of crimes of violence

1 AN ACT

2 To enact R.S. 14:2(B)(40), relative to crimes of violence; to add resisting a police officer
3 with force or violence to the list of crimes of violence; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:2(B)(40) is hereby enacted to read as follows:

7 §2. Definitions

8 * * *

9 B. In this Code, "crime of violence" means an offense that has, as an
10 element, the use, attempted use, or threatened use of physical force against the
11 person or property of another, and that, by its very nature, involves a substantial risk
12 that physical force against the person or property of another may be used in the
13 course of committing the offense or an offense that involves the possession or use
14 of a dangerous weapon. The following enumerated offenses and attempts to commit
15 any of them are included as "crimes of violence":

16 * * *

17 (40) Resisting a police officer with force or violence (R.S. 14:108.2).

18 * * *

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 99 Original

2022 Regular Session

McMahon

Abstract: Adds resisting a police officer with force or violence to the list of crimes of violence.

Present law provides for a definition of "crime of violence" which means an offense that has, as an element, the use, attempted use, or threatened use of physical force against the person or property of another, and that, by its very nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense or an offense that involves the possession or use of a dangerous weapon.

Present law further provides for a list of certain enumerated present law offenses that are included as crimes of violence.

Proposed law adds the present law (R.S. 14:108.2) crime of resisting a police officer with force or violence to the list of enumerated crimes of violence.

(Adds R.S. 14:2(B)(40))