HLS 22RS-253 ORIGINAL

2022 Regular Session

HOUSE BILL NO. 471

1

BY REPRESENTATIVE MINCEY

CRIMINAL/RECORDS: Provides relative to background checks for workers dressed in costume as certain characters

AN ACT

2	To amend and reenact R.S. 15:587.3(C) and to enact R.S. 15:587.3(A)(3), relative to
3	criminal identification and information; to provide relative to volunteers and
4	employees dressed as certain characters; to provide relative to penalties; and to
5	provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 15:587.3(C) is hereby amended and reenacted and R.S.
8	15:587.3(A)(3) is hereby enacted to read as follows:
9	§587.3. Volunteers and employees in youth-serving institutions or organizations;
0	other youth coaches; criminal background information
1	A.
12	* * *
13	(3) Any employee or volunteer who is required to dress in costume as a
14	holiday, historic, cartoon, mythical, or such other similar character in either a public
15	setting or private setting where compensation is provided and who is required to be
16	in substantial contact with children as part of his employment shall be required to do
17	the following:
18	(a) Agree to release all investigative records for examination for the purpose
9	of verifying the accuracy of criminal violation information.

1	(b) Supply fingerprint samples and submit to a criminal history records
2	check to be conducted by the Louisiana Bureau of Criminal Identification and
3	Information.
4	(c) Make available criminal history record information.
5	* * *
6	C.(1) Any person who is requested to comply with the requirements set forth
7	in Subsection A of this Section, and refuses to do so, shall be prohibited from
8	working with children as a volunteer or as a paid employee.
9	(2)(a) Upon a first offense violation of this Section, any sex offender who
10	applies for or accepts employment or volunteers shall be fined not more than one
1	thousand dollars and imprisoned with hard labor for not less than two years nor more
12	than ten years without benefit of parole, probation, or suspension of sentence.
13	(b) Upon second or subsequent offense violation of this Section, the sex
14	offender shall be fined three thousand dollars and imprisoned with hard labor for not
15	less than five years nor more than twenty years without benefit of parole, probation,
16	or suspension of sentence.
17	(3) Any employer who knowingly employs a sex offender in violation of this
18	Section shall be fined not less than five thousand dollars.
19	* * *
	DICECT

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 471 Original

2022 Regular Session

Mincey

Abstract: Requires background checks for employees or volunteers dressed as certain characters when there is substantial contact with children as part of the employment, and provides relative to penalties.

<u>Present law</u> provides that ceratin institutions or organizations may require any person who applies to work with children to do the following:

- (1) Agree to release all investigative records for the purpose of verifying the accuracy of criminal violation information.
- (2) Supply fingerprints and submit to a criminal history records check.

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

(3) Attend a comprehensive youth protection training program.

<u>Present law</u> requires any head coach of youth athletes not part of certain <u>present law</u> institutions or organizations to do the aforementioned <u>present law</u> tasks as well as making available criminal history record information.

<u>Proposed law</u> retains <u>present law</u> and requires background checks for anyone dressed as a character in either a public setting or private setting where compensation is provided and substantial contact with children is required.

<u>Proposed law</u> provides penalties for sex offenders and employers who are in violation of the law.

(Amends R.S. 15:587.3(C); Adds R.S. 15:587.3(A)(3))