

SENATE COMMITTEE AMENDMENTS

2023 Regular Session

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 107
by Senator Smith

1 AMENDMENT NO. 1

2 On page 1, line 2, after "14:30(A) and" delete the remainder of the line, delete line 3, and
3 insert "(C), relative to murder; to"

4 AMENDMENT NO. 2

5 On page 1, line 4, after "first" delete "and second"

6 AMENDMENT NO. 3

7 On page 1, line 7, after "14:30(A) and" delete the remainder of the line, delete line 8, and
8 insert "(C) are"

9 AMENDMENT NO. 4

10 On page 1, delete lines 10 through 17, delete pages 2 through 5, and on page 6, delete lines
11 1 through 11, and insert the following:

12 "§30. First degree murder
13 A. First degree murder is the killing of a human being:
14 (1) When the offender has specific intent to kill or to inflict great bodily harm
15 and is engaged in the perpetration or attempted perpetration of aggravated
16 kidnapping, second degree kidnapping, aggravated escape, aggravated arson,
17 aggravated or first degree rape, forcible or second degree rape, aggravated burglary,
18 armed robbery, assault by drive-by shooting, ~~first degree robbery~~, second degree
19 robbery, ~~simple robbery~~, terrorism, or cruelty to juveniles, ~~or second degree cruelty~~
20 to juveniles.
21 (2) When the offender has a specific intent to kill or to inflict great bodily
22 harm upon a fireman, peace officer, **correctional officer**, or civilian employee of the
23 Louisiana State Police Crime Laboratory or any other forensic laboratory engaged
24 in the performance of his lawful duties, or when the specific intent to kill or to inflict
25 great bodily harm is directly related to the victim's status as a fireman, peace officer,
26 **correctional officer**, or civilian employee.
27 (3) When the offender has a specific intent to kill or to inflict great bodily
28 harm upon more than one person, **whether in a single criminal episode, multiple**
29 **criminal episodes, or a series of criminal episodes.**
30 ~~(4) When the offender has specific intent to kill or inflict great bodily harm~~
31 ~~and has offered, has been offered, has given, or has received anything of value for~~
32 ~~the killing.~~
33 ~~(5) When the offender has the specific intent to kill or to inflict great bodily~~
34 ~~harm upon a victim who is under the age of twelve or sixty-five years of age or older.~~
35 ~~(6) When the offender has the specific intent to kill or to inflict great bodily~~
36 ~~harm while engaged in the distribution, exchange, sale, or purchase, or any attempt~~
37 ~~thereof, of a controlled dangerous substance listed in Schedules I, II, III, IV, or V of~~
38 ~~the Uniform Controlled Dangerous Substances Law.~~
39 ~~(7) When the offender has specific intent to kill or to inflict great bodily harm~~
40 ~~and is engaged in the activities prohibited by R.S. 14:107.1(C)(1).~~
41 ~~(8)~~ **(5)** When the offender has specific intent to kill or to inflict great bodily
42 harm and there has been issued by a judge or magistrate any lawful order prohibiting
43 contact between the offender and the victim in response to threats of physical
44 violence or harm which was served on the offender and is in effect at the time of the
45 homicide.

