

2025 Regular Session

HOUSE BILL NO. 111

BY REPRESENTATIVES VILLIO, ADAMS, BACALA, COX, HORTON, MOORE, AND
WILEY AND SENATOR BASS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CRIME/SEX OFFENSES: Provides relative to the unlawful presence of certain sex
offenders

1 AN ACT

2 To amend and reenact R.S. 14:91.1(D) and to enact R.S. 14:91.1(A)(3) and 91.2(A)(7),
3 relative to offenses affecting the health and morals of minors; to provide relative to
4 certain sex offenders; to provide for elements that constitute the unlawful presence
5 of a sexually violent predator; to provide for elements that constitute the unlawful
6 presence of a sex offender; to provide for definitions; and to provide for related
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 14:91.1(D) is hereby amended and reenacted and R.S. 14:91.1(A)(3)
10 and 91.2(A)(7) are hereby enacted to read as follows:

11 §91.1. Unlawful presence of a sexually violent predator

12 A. Unlawful presence of a sexually violent predator is any of the following:

13 * * *

14 (3)(a) Loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m.
15 and 5:00 p.m. within one thousand feet of a location that is commonly used for the
16 pickup or drop off of children for school or a school-related activity when a child is
17 present and the offender has reasonable grounds to believe that a child or children
18 are awaiting pickup or drop off from school or a school-related activity.

19 (b) For the purposes of this Paragraph, "reasonable grounds" includes but is
20 not limited to the belief that a child or children are awaiting pickup or drop off for

1 school or a school-related activity based on the attire of the child or children,
2 personal items or effects, school supplies, athletic equipment, or the time of day.

3 * * *

4 D. For the purposes of this Section:

5 (1) "Loitering" means to linger, remain, or prowl in a public place or on the
6 premises of another for a protracted period of time without lawful business or reason
7 to be present.

8 (2) "School property" means any property used for school purposes,
9 including but not limited to school buildings, playgrounds, and parking lots.

10 ~~(2)~~ (3) "Sexually violent predator" means a person defined as such in
11 accordance with the provisions of Chapter 3-D of Title 15 of the Louisiana Revised
12 Statutes of 1950.

13 * * *

14 §91.2. Unlawful presence of a sex offender

15 A. The following acts when committed by a person convicted of a sex
16 offense as defined in R.S. 15:541 when the victim is under the age of thirteen years
17 shall constitute the crime of unlawful residence or presence of a sex offender:

18 * * *

19 (7)(a) Loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m.
20 and 5:00 p.m. within one thousand feet of a location that is commonly used for the
21 pickup or drop off of children for school or a school-related activity when a child is
22 present and the offender has reasonable grounds to believe that a child or children
23 are awaiting pickup or drop off from school or a school-related activity.

24 (b) For the purposes of this Paragraph, "reasonable grounds" includes but is
25 not limited to the belief that a child or children are awaiting pickup or drop off for
26 school or a school-related activity based on the attire of the child or children,
27 personal items or effects, school supplies, athletic equipment, or the time of day.

28 * * *

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 111 Engrossed

2025 Regular Session

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Abstract: Provides relative to the unlawful presence of certain sex offenders.

Present law (R.S. 14:91.1) provides for the crime of unlawful presence of a sexually violent predator.

Proposed law retains present law generally.

Present law (R.S. 14:91.1(A)) provides for acts and locations that constitute the unlawful presence of a sexually violent predator.

Proposed law retains present law and adds loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m. and 5:00 p.m. within 1,000 feet of a location that is commonly used for the pickup or drop off of children for school or a school-related activity when a child or children are present and the offender has reasonable grounds to believe that a child or children are awaiting pickup or drop off from school or a school-related activity.

Proposed law defines the terms "reasonable grounds" and "loitering".

Present law (R.S. 14:91.2) provides for the crime of unlawful presence of a sex offender.

Proposed law retains present law generally.

Present law (R.S. 14:91.2(A)) provides for acts and locations that constitute the unlawful presence of a sex offender.

Proposed law retains present law and adds loitering between the hours of 6:00 a.m. and 9:00 a.m. or 2:00 p.m. and 5:00 p.m. within 1,000 feet of a location that is commonly used for the pickup or drop off of children for school or a school-related activity when a child or children are present and the offender has reasonable grounds to believe that a child or children are awaiting pickup or drop off from school or a school-related activity.

Proposed law defines the term "reasonable grounds".

(Amends R.S. 14:91.1(D); Adds R.S. 14:91.1(A)(3) and 91.2(A)(7))