

2025 Regular Session

HOUSE BILL NO. 260

BY REPRESENTATIVES VILLIO, BEAULLIEU, ADAMS, AMEDEE, BACALA, BAMBURG, BAYHAM, BILLINGS, BOYER, BRAUD, BRYANT, CARLSON, ROBBY CARTER, WILFORD CARTER, CHENEVERT, COX, DEVILLIER, DESHOTEL, DEWITT, DICKERSON, ECHOLS, EGAN, EMERSON, FIRMENT, FISHER, FREIBERG, GLORIOSO, HEBERT, HENRY, HORTON, HUGHES, JACKSON, MIKE JOHNSON, KERNER, LAFLEUR, JACOB LANDRY, MCMAHEN, MCMAKIN, MOORE, OWEN, SCHAMERHORN, SPELL, THOMPSON, WILDER, WILEY, WYBLE, AND ZERINGUE

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

CRIME/HOMICIDE: Provides relative to homicide

1 AN ACT

2 To amend and reenact R.S. 14:30.1(A)(2) and to enact R.S. 14:31(A)(4) and (5), relative to
3 offenses against the person; to provide relative to the crime of second degree murder;
4 to add resisting a police officer with force or violence as a predicate felony to second
5 degree murder; to provide for an additional circumstance that constitutes second
6 degree murder; to add certain drug offenses as predicate felonies to manslaughter;
7 to provide for an effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 14:30.1(A)(2) is hereby amended and reenacted and R.S. 14:31(A)(4)
10 and (5) are hereby enacted to read as follows:

11 §30.1. Second degree murder

12 A. Second degree murder is the killing of a human being:

13 * * *

14 (2) When the offender is engaged in the perpetration or attempted
15 perpetration of aggravated or first degree rape, forcible or second degree rape,
16 aggravated arson, aggravated burglary, aggravated kidnapping, second degree

1 kidnapping, aggravated escape, resisting a police officer with force or violence,
2 assault by drive-by shooting, armed robbery, first degree robbery, second degree
3 robbery, simple robbery, cruelty to juveniles, second degree cruelty to juveniles, or
4 terrorism, even though he has no intent to kill or to inflict great bodily harm.

5 * * *

6 §31. Manslaughter

7 A. Manslaughter is:

8 * * *

9 (4) When the offender unlawfully distributes or dispenses a controlled
10 dangerous substance listed in Schedules I through V of the Uniform Controlled
11 Dangerous Substances Law, or any combination thereof, which significantly
12 contributes to the death of the recipient who ingested or consumed the controlled
13 dangerous substance.

14 (5) When the offender unlawfully distributes or dispenses a controlled
15 dangerous substance listed in Schedules I through V of the Uniform Controlled
16 Dangerous Substances Law, or any combination thereof, to another who
17 subsequently distributes or dispenses such controlled dangerous substance which
18 significantly contributes to the death of the person who ingested or consumed the
19 controlled dangerous substance.

20 * * *

21 Section 2. This Act shall be cited and referred to as "The Segus Jolivette Act".

22 Section 3. This Act shall become effective upon signature by the governor or, if not
23 signed by the governor, upon expiration of the time for bills to become law without signature
24 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
25 vetoed by the governor and subsequently approved by the legislature, this Act shall become
26 effective on the day following such approval.

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 260 Reengrossed

2025 Regular Session

Villio

Abstract: Provides relative to homicide.

Present law (R.S. 14:30.1) provides for the crime of second degree murder.

Proposed law retains present law.

Present law (R.S. 14:30.1(A)(2)) provides for a list of offenses that constitute second degree murder even when the offender has no intent to kill or to inflict great bodily harm.

Proposed law retains present law and adds resisting a police officer with force or violence to this list.

Present law (R.S. 14:31) provides for the crime of manslaughter.

Proposed law retains present law.

Present law (R.S. 14:31(A)) provides for conduct that constitutes manslaughter.

Proposed law amends present law to add either of the following circumstances as conduct that constitutes manslaughter:

- (1) When the offender unlawfully distributes or dispenses a controlled dangerous substance listed in Schedules I-V of the Uniform Controlled Dangerous Substances Law, or any combination thereof, which significantly contributes to the death of the recipient who ingested or consumed the controlled dangerous substance.
- (2) When the offender unlawfully distributes or dispenses a controlled dangerous substance listed in Schedules I-V of the Uniform Controlled Dangerous Substances Law, or any combination thereof, to another who subsequently distributes or dispenses such controlled dangerous substance which significantly contributes to the death of the person who ingested or consumed the controlled dangerous substance.

Proposed law shall be cited and referred to as "The Segus Jolivette Act".

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 14:30.1(A)(2); Adds R.S. 14:31(A)(4) and (5))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Make technical changes.

2. Remove a provision of proposed law that provided an additional circumstance of second degree murder for the killing of a human when the offender is in, or has escaped from, the lawful custody of a law enforcement officer or a place of lawful confinement, even though the offender has no intent to kill or inflict great bodily harm.

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Add unlawful distribution or dispensing of a controlled dangerous substance listed in Schedules I-V of the Uniform Controlled Dangerous Substances Law under certain circumstances as conduct that constitutes manslaughter.
3. Designate proposed law as the "The Segus Jolivette Act".