
DIGEST

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HB 102 Original

2026 Regular Session

Wiley

Abstract: Creates the crime of second degree cruelty to elderly and persons with infirmities and designates this offense as a crime of violence.

Present law (R.S. 14:2(B)) provides for a list of offenses that are designated as crimes of violence.

Proposed law retains present law and adds the proposed law offense of second degree cruelty to elderly and persons with infirmities.

Proposed law creates the crime of second degree cruelty to elderly and persons with infirmities and provides for elements, definitions, exceptions, and penalties.

Proposed law provides an affirmative defense to a caregiver who provided treatment in accordance with a well-recognized spiritual method of healing in lieu of medical treatment.

Proposed law provides for the following penalties:

- (1) Imprisonment at hard labor for not more than 40 years.
- (2) If the violation results in the death of an elderly or infirmed person, imprisonment at hard labor for not less than five years nor more than 40 years with five years of the sentence of imprisonment being served without benefit of parole, probation, or suspension of sentence.

(Adds R.S. 14:2(B)(63) and 93.3.1)