
DIGEST

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Lopinto

HB No. 353

Abstract: Expands the prohibition involving the unlawful presence of certain offenders convicted of a sex offense relative to day care centers.

Present law provides that any person who is convicted of a "sex offense" when the victim is under the age of 13 shall be prohibited from establishing a residence or being physically present within 1,000 feet of certain facilities including schools, public parks, or recreational facilities.

Present law provides that any person who is convicted of an "aggravated offense" when the victim is under the age of 13 shall be prohibited from establishing a residence or being physically present within 1,000 feet of certain facilities including day care centers, group homes, residential homes, child care facilities, or family child day care homes.

Present law provides for a list of offenses that are considered to be an "aggravated offense". In addition, present law provides for a definition of "sex offense" which includes those offenses that are considered to be "aggravated offenses".

Proposed law amends present law to expand the prohibition on being physically present or establishing a residence within 1,000 feet of a day care center to apply to a person convicted of any "sex offense", and not just those offenders convicted of an "aggravated offense" as provided in present law.

(Amends R.S. 14:91.2(A)(2) and (3) and (B)(1) and (2))