

Regular Session, 2012

ACT No. 191

HOUSE BILL NO. 353

BY REPRESENTATIVES LOPINTO, ADAMS, BADON, BROWN, GUILLORY,
HAZEL, HONORE, HOWARD, MACK, NORTON, AND PYLANT

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AN ACT

To amend and reenact R.S. 14:91.2(A)(2) and (3) and (B)(1) and (2), relative to the unlawful presence of sex offenders; to amend provisions relative to the unlawful presence of certain offenders convicted of a sex offense; to provide relative to child care facilities; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:91.2(A)(2) and (3) and (B)(1) and (2) are hereby amended and reenacted to read as follows:

§91.2. Unlawful presence of a sex offender

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

* * *

(2) The offender establishing a residence within one thousand feet of any public or private elementary or secondary school or child care facility as defined in R.S. 46:1403.

(3) The physical presence of the offender in, on, or within one thousand feet of a public park, ~~or recreational facility,~~ or child care facility as defined in R.S. 46:1403.

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B. The following acts, when committed by a person convicted of an aggravated offense as defined in R.S. 15:541(2) when the victim is under the age of

1 thirteen years, shall constitute the crime of unlawful residence or presence of a sex
2 offender:

3 (1) The physical presence of the offender in, on, or within one thousand feet
4 of a ~~day care center~~, group home, residential home, ~~or~~ child care facility as defined
5 in R.S. 46:1403, or a family child day care home as defined in R.S. 46:1441.1.

6 (2) The establishment of a residence within one thousand feet of any ~~day~~
7 ~~care center~~, group home, residential home, ~~or~~ child care facility as defined in R.S.
8 46:1403, a family child day care home as defined in R.S. 46:1441.1, playground,
9 public or private youth center, public swimming pool, or free standing video arcade
10 facility.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____