
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)]

Johnson

HB No. 1216

Abstract: Amends the crime of unlawful presence of a sex offender relative to a former victim relative to persons convicted, released from incarceration, or who establish a new residence on or after Aug. 1, 2014.

Present law prohibits a person convicted of a sex offense as defined by present law from establishing a residence or physically residing within three miles of the victim of the offense for which he was convicted, and further provides criminal penalties for a violation of this prohibition.

Provides that any person who violates the provisions of present law shall be punished by a fine of up to \$1,000, imprisonment for not more than one year, or both.

Proposed law retains present law as it relates to persons not provided for in proposed law.

Proposed law provides that for the following persons, it shall be unlawful to establish a residence or physically reside within seven miles of the victim of the offense for which the person was convicted:

- (1) Any person who is convicted of a sex offense as defined by present law on or after Aug. 1, 2014, and who is not sentenced to a term of imprisonment for the conviction.
- (2) Any person who is convicted of a sex offense as defined by present law and who is released from incarceration for the offense on or after Aug. 1, 2014, regardless of the date of conviction.
- (3) Any person subject to the three-mile restriction as provided for in present law prior to Aug. 1, 2014, who establishes a new residence on or after Aug. 1, 2014.

Proposed law subjects any person who violates the provisions of proposed law to the same penalties provided by present law.

(Amends R.S. 14:91.9)