The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement, Jr.

DIGEST

SB 9 Original | 2015 Regular Session | Long

Present law provides that whoever commits the crime of aggravated kidnapping is to be punished by life imprisonment at hard labor without benefit of parole, probation, or suspension of sentence.

Proposed law retains present law except to provide that if the kidnapping victim was released by the offender and was not physically injured or sexually abused in any way by the offender prior to release, then the offender is to be punished by imprisonment at hard labor for not less than 10 years nor more than 40 years, with at least five years of the sentenced to be served without benefit of parole, probation, or suspension of sentence.

Proposed law provides that the reduced sentencing provisions of proposed law apply to all persons convicted of aggravated kidnapping pursuant to present law, regardless of the date of the offense or the conviction, where the victim was released by the offender and was not physically injured or sexually abused by the offender in any way prior to release. Proposed law further provides that an offender eligible for application of proposed law must file a motion to correct an illegal sentence with the sentencing court pursuant to present law not later than 8/1/16.

Effective August 1, 2015.

(Amends R.S. 14:44)