

2016 Regular Session

SENATE BILL NO. 70

BY SENATOR LONG

SEX OFFENSES. Prohibits sex offenders from soliciting business door to door. (8/1/16)

AN ACT

To amend and reenact R.S. 15:553(C), (D), (E), and (F) and to enact R.S. 15:553(G), relative to sex offenders; to prohibit registered sex offenders from soliciting any type of business door to door; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:553(C), (D), (E), and (F) are hereby amended and reenacted and R.S. 15:553(G) is hereby enacted to read as follows:

§553. Prohibition of employment for certain sex offenders

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**C. It shall be unlawful for any person who is required to maintain registration pursuant to Chapter 3-B of Title 15 to solicit door to door any kind of business, including but not limited to sales of goods and services.**

**D.** It shall be unlawful for any person whose offense involved a minor child and who is required to maintain registration pursuant to Chapter 3-B of Title 15 to operate any carnival or amusement ride.

~~D.~~ **E.** For the purposes of this Section, the following terms and phrases shall have the meanings ascribed to them:

(1) "Bus" means a motor vehicle with a seating capacity of six or more persons, exclusive of the operator, which is used in the transportation of passengers for hire, excluding any vehicle leased without the provision of a driver.

(2) "Carnival or amusement ride" means either of the following:

(a) A device that is intended to give amusement, excitement, pleasure, or thrills to riders whom the device carries along or around a fixed or restricted course or within a defined area.

(b) A structure that gives amusement, excitement, pleasure, or thrills to people who move around, over, or through the structure without the aid of a moving device integral to the structure.

(3) "Taxicab" means all motor vehicles for hire, carrying six passengers or less, including the driver thereof, which are subject to call from a garage, office, taxi stand, or otherwise.

~~E. F.~~ Any person who violates the provisions of this Section shall be fined not more than ten thousand dollars and imprisoned for not less than five years nor more than ten years at hard labor. Three years shall be served without the benefit of parole, probation, or suspension of sentence.

F. G. The provisions of this Section shall apply only to a person ordered by the court to register as a sex offender on or after August 15, 2010.

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

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	DIGEST	
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Present law makes it unlawful for a registered sex offender to:

- (1) Operate any bus, taxicab, or limousine for hire.
- (2) Engage in employment as a service worker who goes into a residence to provide any type of service.
- (3) Operate any carnival or amusement ride when the offense involved a minor.

Proposed law retains present law and adds that it is unlawful for a registered sex offender to solicit door to door any kind of business, including but not limited to sales of goods and services.

Present law provides that for the purposes of present law the following terms and phrases have the following meanings:

- (1) "Bus" means a motor vehicle with a seating capacity of six or more persons, exclusive of the operator, that is used in the transportation of passengers for hire, excluding any vehicle leased without the provision of a driver.
- (2) "Carnival or amusement ride" means either of the following:
  - (a) A device that is intended to give amusement, excitement, pleasure, or thrills to riders whom the device carries along or around a fixed or restricted course or within a defined area.
  - (b) A structure that gives amusement, excitement, pleasure, or thrills to people who move around, over, or through the structure without the aid of a moving device integral to the structure.
- (3) "Taxicab" means all motor vehicles for hire, carrying six passengers or less, including the driver thereof, that are subject to call from a garage, office, taxi stand, or otherwise.

Proposed law retains present law.

Present law provides that any person who violates the prohibitions contained in present law is to be fined up to \$10,000 and imprisoned for between five and 10 years at hard labor, three years of which must be served without the benefit of parole, probation, or suspension of sentence.

Proposed law retains present law.

Present law provides that the provisions of present law apply only to a person ordered by the court to register as a sex offender on or after Aug. 15, 2010.

Proposed law retains present law.

Effective August 1, 2016.

(Amends R.S. 15:553(C), (D), (E), and (F); adds R.S. 15:553(G))