

2016 Regular Session

HOUSE BILL NO. 42

BY REPRESENTATIVES DWIGHT AND NORTON

CRIMINAL/PROCEDURE: Provides for time limitations for prosecution of video voyeurism

1 AN ACT

2 To enact Code of Criminal Procedure Article 573.2, relative to time limitations for initiating
3 prosecutions; to provide relative to time limitations in which to institute prosecution
4 for the crime of video voyeurism; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Criminal Procedure Article 573.2 is hereby enacted to read as
7 follows:

8 Art. 573.2. Running of time limitations; exception; video voyeurism

9 The time limitations established by Article 572 of this Code shall not
10 commence to run as to the crime of video voyeurism (R.S. 14:283) until the crime
11 is discovered by the victim.

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)]

HB 42 Engrossed

2016 Regular Session

Dwight

Abstract: Provides that the time limitations for prosecution of video voyeurism shall not begin to run until the crime is discovered by the victim.

Present law provides that no person shall be prosecuted, tried, or punished for an offense not punishable by death or life imprisonment, unless the prosecution is instituted within the following periods of time after the offense has been committed:

- (1) Six years, for a felony necessarily punishable by imprisonment at hard labor.

- (2) Four years, for a felony not necessarily punishable by imprisonment at hard labor.
- (3) Two years, for a misdemeanor punishable by a fine, imprisonment, or both.
- (4) Six months, for a misdemeanor punishable only by a fine or forfeiture.

Proposed law provides for an exception to these present law time limitations for the crime of video voyeurism, which shall not commence to run until the crime is discovered by the victim.

(Adds C.Cr.P. Art. 573.2)