

2016 Regular Session

HOUSE BILL NO. 992

BY REPRESENTATIVE CONNICK

CRIME/SEX OFFENSES: Amends certain definitions for purposes of sex offender registration and notification requirements

1 AN ACT

2 To amend and reenact R.S. 15:541(2)(c)(i), (k) through (q) and (25)(n) and to enact R.S.  
3 15:541(2)(r) and (25)(o), relative to the registration of sex offenders; to provide  
4 relative to registration and notification requirements imposed on sex offenders; to  
5 amend the definitions of "aggravated offense" and "sexual offense against a victim  
6 who is a minor"; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 15:541(2)(c)(i), (k) through (q) and (25)(n) are hereby amended and  
9 reenacted and R.S. 15:541(2)(r) and (25)(o) are hereby enacted to read as follows:

10 §541. Definitions

11 For the purposes of this Chapter, the definitions of terms in this Section shall  
12 apply:

13 \* \* \*

14 (2) "Aggravated offense" means a conviction for the perpetration or  
15 attempted perpetration of, or conspiracy to commit, any of the following:

16 \* \* \*

17 (c)(i) Simple rape under the provisions of R.S. 14:43(A)(1) and (2) which  
18 occurred prior to August 1, 2015.

19 \* \* \*

1 (k) Crime against nature when prosecuted under the provisions of R.S.  
2 14:89(B)(2) or (3).

3 ~~(k)~~(l) Molestation of a juvenile or a person with a physical or mental  
4 disability prosecuted under the provisions of R.S. 14:81.2(C)(1), (D)(1), or (D)(2).

5 ~~(l)~~(m) Aggravated crime against nature (R.S. 14:89.1(A)(1)).

6 ~~(m)~~(n) Sexual battery of persons with infirmities (R.S. 14:93.5).

7 ~~(n)~~(o) Trafficking of children for sexual purposes (R.S. 14:46.3).

8 ~~(o)~~(p) Human trafficking (R.S. 14:46.2) when the trafficking involves a  
9 person under the age of eighteen years or when the services include commercial  
10 sexual activity or any sexual conduct constituting a crime under the laws of this state.

11 ~~(p)~~(q) Purchase of commercial sexual activity with a person under the age  
12 of eighteen years or with a victim of human trafficking (R.S. 14:82.2(C)(4) and (5)).

13 ~~(q)~~(r) Any offense under the laws of another state, or military, territorial,  
14 foreign, tribal, or federal law which is equivalent to the offenses listed in  
15 Subparagraphs (a) through ~~(p)~~ (q) of this Paragraph.

16 \* \* \*

17 (25) "Sexual offense against a victim who is a minor" means a conviction for  
18 the perpetration or attempted perpetration of, or conspiracy to commit, any of the  
19 following:

20 \* \* \*

21 (n) Crime against nature prosecuted under the provisions of R.S. 14:89 other  
22 than R.S. 14:89(B)(2) or (3) and the victim of the offense has not attained the age of  
23 eighteen.

24 ~~(n)~~(o) Any conviction for an offense under the laws of another state, or  
25 military, territorial, foreign, tribal, or federal law which is equivalent to the offenses  
26 listed in Subparagraphs (a) through ~~(m)~~ (n) of this Paragraph.

27 \* \* \*

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**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)]

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HB 992 Engrossed

2016 Regular Session

Connick

**Abstract:** Amends the definitions of "aggravated offense" and "sexual offense against a victim who is a minor" to include crime against nature.

Present law provides for sex offender notification and registration requirements. Those requirements, and the time period in which an offender must comply with those requirements, differ depending upon the offense committed. Persons convicted of an "aggravated offense" must comply with these requirements for their lifetime and persons convicted of a "sexual offense against a victim who is a minor" must comply for 25 years. Other sex offenders must comply for 15 years.

Present law defines "aggravated offense" and "sexual offense against a victim who is a minor" for the purposes of present law.

Proposed law retains the provisions of present law and adds the crime against nature to those definitions, depending upon which element of the crime the sex offender is convicted.

(Amends R.S. 15:541(2)(c)(i), (k)-(q) and (25)(n); Adds R.S. 15:541(2)(r) and (25)(o))