

HOUSE COMMITTEE AMENDMENTS

2016 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 90 by Senator Johns

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 3 through 15  
3 in their entirety and insert the following:

4 "R.S. 14:46.2(A)(1) and (B)(2) and R.S. 15:541(2)(o) and (12)(b), relative to  
5 human trafficking; to expand the crime of human trafficking to include  
6 specific elements and penalties relative to the trafficking of persons under the  
7 age of twenty-one years for the purpose of engaging in commercial sexual  
8 activity; to require persons convicted of human trafficking to register as a sex  
9 offender when the victim is under the age of twenty-one years; and to  
10 provide for"

11 AMENDMENT NO. 2

12 On page 2, line 1, after "Section 1." delete the remainder of the line, delete line 2 in its  
13 entirety, and insert "R.S. 14:46.2(A)(1) and (B)(2) are hereby"

14 AMENDMENT NO. 3

15 On page 2, delete lines 4 through 29 in their entirety and insert the following:

16 "§46.2. Human trafficking  
17 A. It shall be unlawful:  
18 (1)(a) For any person to knowingly recruit, harbor, transport,  
19 provide, solicit, receive, isolate, entice, obtain, or maintain the use of another  
20 person through fraud, force, or coercion to provide services or labor.  
21 (b) For any person to knowingly recruit, harbor, transport, provide,  
22 solicit, sell, purchase, receive, isolate, entice, obtain, or maintain the use of  
23 a person under the age of twenty-one years for the purpose of engaging in  
24 commercial sexual activity regardless of whether the person was recruited,  
25 harbored, transported, provided, solicited, sold, purchased, received, isolated,  
26 enticed, obtained, or maintained through fraud, force, or coercion. It shall  
27 not be a defense to prosecution for a violation of the provisions of this  
28 Subparagraph that the person did not know the age of the victim or that the  
29 victim consented to the prohibited activity.

30 \* \* \*

31 B.

32 \* \* \*

33 (2)(a) Whoever commits the crime of human trafficking when the  
34 services include commercial sexual activity or any sexual conduct  
35 constituting a crime under the laws of this state shall be fined not more than  
36 fifteen thousand dollars and shall be imprisoned at hard labor for not more  
37 than twenty years.

38 (b) Whoever commits the crime of human trafficking in violation of  
39 the provisions of Subparagraph (A)(1)(b) of this Section shall be fined not  
40 more than fifty thousand dollars, imprisoned at hard labor for not less than  
41 fifteen years, nor more than fifty years, or both.

42 \* \* \*"

1 AMENDMENT NO. 4

2 Delete pages 3 through 7 in their entirety and insert the following:

3 "Section 2. R.S. 15:541(2)(o) and (12)(b) are hereby amended and  
4 reenacted to read as follows:

5 AMENDMENT NO. 5

6 On page 8, delete lines 1 through 10 in their entirety

7 AMENDMENT NO. 6

8 On page 8, delete line 18 in its entirety

9 AMENDMENT NO. 7

10 On page 8, delete lines 23 through 29 in their entirety and insert the following:

11 "(12) "Criminal offense against a victim who is a minor" for the  
12 purposes of this Chapter means conviction for the perpetration or attempted  
13 perpetration of or conspiracy to commit any of the following offenses:

14 \* \* \*

15 (b)(i) A violation of any of the following provisions when the victim  
16 is under eighteen years of age: R.S. ~~14:46.2, 84(1)~~, 14:84(1), (3), (5), or (6),  
17 or 86, or R.S. 23:251(A)(4).

18 (ii) A violation of R.S. 14:46.2 when the victim is under twenty-one  
19 years of age.

20 \* \* \*"

21 AMENDMENT NO. 8

22 Delete pages 9 through 17 in their entirety