

Regular Session, 2012

HOUSE BILL NO. 1147

BY REPRESENTATIVE ARMES

CRIME/BATTERY: Creates the crime of battery on a security officer

1 AN ACT

2 To enact R.S. 14:34.5.2, relative to the crime of battery; to create the crime of battery of a  
3 security officer; to provide for definitions; to provide for penalties; and to provide  
4 for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:34.5.2 is hereby enacted to read as follows:

7 §34.5.2. Battery of a security officer

8 A.(1) Battery of a security officer is a battery committed without the consent  
9 of the victim when the offender has reasonable grounds to believe the victim is a  
10 security officer acting in the performance of his duty.

11 (2) For the purposes of this Section, "security officer" means an individual  
12 who is principally employed by a contract security company, whether armed or  
13 unarmed, to protect a person, property, or both, and whose duties include but are not  
14 limited to the following:

15 (a) Prevention of unlawful intrusion or entry.

16 (b) Prevention of theft.

17 (c) Prevention of vandalism.

18 (d) Protection of property or person.

19 (e) Prevention of abuse.

20 (f) Prevention of arson.

21 (g) Prevention of trespass on private property.

1           B. Whoever commits the crime of battery of a security officer shall be fined  
2           not more than five hundred dollars and imprisoned for not less than fifteen days nor  
3           more than six months without the benefit of suspension of sentence.

4           Section 2. This Act shall become effective upon signature by the governor or, if not  
5 signed by the governor, upon expiration of the time for bills to become law without signature  
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
8 effective on the day following such approval.

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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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Armes

HB No. 1147

**Abstract:** Creates the crime of battery on a security officer.

Proposed law defines battery of a security officer as a battery committed without the consent of the victim when the offender has reasonable grounds to believe the victim is a security officer acting in the performance of his duty.

Proposed law provides penalties of a fine of not more than \$500 and imprisonment for not less than 15 days nor more than six months without benefit of suspension of sentence.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 14:34.5.2)