

Regular Session, 2011

HOUSE BILL NO. 142

BY REPRESENTATIVE SAM JONES

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PURCHASING: Prohibits a public entity from purchasing or selling materials which contain certain sexually explicit conduct

1 AN ACT

2 To enact R.S. 39:2183, relative to procurement; to provide for the prohibition of certain  
3 purchases or sales by a public entity; to provide for penalties; and to provide for  
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 39:2183 is hereby enacted to read as follows:

7 §2183. Prohibition of the purchase or sale of materials which contain certain  
8 sexually explicit conduct

9 A. A public entity is prohibited from purchasing or selling materials for  
10 which records are required to be maintained pursuant to 18 U.S.C. §2257 regarding  
11 certain sexually explicit conduct.

12 B. A violation of this Section shall be a misdemeanor, and any person or  
13 persons authorized by the public entity to enter into and administer purchases or  
14 sales who is convicted of such crime shall be fined not more than five hundred  
15 dollars or imprisoned for not more than six months, or both.

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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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Sam Jones

HB No. 142

**Abstract:** Prohibits a public entity from purchasing or selling materials which contain certain sexually explicit conduct.

Present law defines "public entity" as any agency, board, commission, department, or public corporation of the state, created by the constitution or statute or pursuant thereto, or any

political subdivision of the state, including but not limited to any political subdivision as defined in Art. VI, §44 of the Constitution of La., and any public housing authority, public school board, or any public officer whether or not an officer of a public corporation or political subdivision.

Proposed law prohibits a public entity from purchasing or selling materials for which records are required to be maintained pursuant to 18 U.S.C. §2257, regarding certain sexually explicit conduct.

Proposed law provides that a violation of proposed law is a misdemeanor, and any person or persons authorized by the public entity to enter into and administer purchases or sales who is convicted of such crime shall be fined not more than \$500 or imprisoned for not more than six months, or both.

(Adds R.S. 39:2183)