

Regular Session, 2010

HOUSE BILL NO. 1436

BY REPRESENTATIVES NORTON, ARNOLD, AUSTIN BADON, BARROW, TIM BURNS, DIXON, ELLINGTON, GISCLAIR, HARDY, LABRUZZO, LEBAS, MILLS, RICHARD, RICHMOND, STIAES, THIERRY, AND WILLIAMS

SEX OFFENSE/REGISTRY: Provides relative to sex offender notification requirements

1 AN ACT

2 To amend and reenact R.S. 15:542.1(A)(1)(b), relative to sex offenders; to provide relative
3 to sex offender notification requirements; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 15:542.1(A)(1)(b) is hereby amended and reenacted to read as
6 follows:

7 §542.1. Notification of sex offenders and child predators

8 A. Any adult residing in this state who has pled guilty to, has been convicted
9 of, or where adjudication has been deferred or withheld for the perpetration or
10 attempted perpetration of, or conspiracy to commit, a sex offense as defined in R.S.
11 15:541 or a criminal offense against a minor as defined in R.S. 15:541 shall be
12 required to provide the following notifications:

13 (1) Give notice of the crime for which he was convicted, his name,
14 residential address, a description of his physical characteristics as provided in R.S.
15 15:542(C)(1), and a photograph or copy thereof to all of the following:

16 * * *

17 (b)(i) The superintendent of the school district where the ~~defendant~~ offender
18 will reside, who shall notify the principal of every school located within a one-mile
19 radius of the address where the offender will reside and may notify the principals of
20 other schools as he deems appropriate. ~~The principal of any such school upon~~

1 receipt of the notification shall post notices in conspicuous areas at the school which
 2 state the defendant's name, address, and the crime for which he was convicted.
 3 ~~Failure of the superintendent or principal to comply with the provisions of this~~
 4 ~~Subparagraph shall not be construed to impose civil liability on any person.~~ The
 5 notice sent by the superintendent shall be accompanied by two clear, recent
 6 photographs, or a clear photocopy thereof, of the offender. The photographs, which
 7 shall be provided by the offender, shall be taken after release and within sufficient
 8 time to accompany the notification which is required under the provisions of this
 9 Chapter. The principal of any such school, upon receipt of the notification from the
 10 superintendent pursuant to the provisions of this Subparagraph, shall post notices at
 11 the school, in conspicuous areas accessible by all students attending the school,
 12 which contain a photograph of the offender and which state the offender's name,
 13 address, and the crime for which he was convicted.

14 (ii) Failure of the superintendent or principal to comply with the provisions
 15 of this Subparagraph shall not be construed to impose civil liability on any person.

16 * * *

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)]

Norton

HB No. 1436

Abstract: Provides relative to sex offender notification requirements.

Present law requires sex offenders to give notice to the superintendent of the school district where the offender will reside, who shall notify the principal of every school located within a one-mile radius of the address where the offender will reside. The superintendent may notify the principals of other schools as he deems appropriate.

Present law requires the principal of any such school upon receipt of the notification to post notices in conspicuous areas at the school which state the offender's name, address, and the crime for which he was convicted.

Proposed law retains present law and provides that the notification posted by the principal of the school shall contain a photograph of the sex offender and shall be posted at the school in conspicuous areas accessible by all students attending the school.

(Amends R.S. 15:542.1(A)(1)(b))

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Changed "defendant" to "offender".