

2020 Regular Session

HOUSE BILL NO. 723

BY REPRESENTATIVE HENRY

CRIMINAL/PENALTIES: Provides relative to penalties for the crime of simple assault

1 AN ACT

2 To enact R.S. 14:38(C), relative to simple assault; to provide relative to penalties; to provide
3 for an increased penalty when the offense is committed upon a store's or merchant's
4 employee; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:38(C) is hereby enacted to read as follows:

7 §38. Simple assault

8 * * *

9 C. If the offense is committed upon a store's or merchant's employee while
10 the offender or principal of the offense is engaged in the perpetration or attempted
11 perpetration of theft of goods, the offender or principal of the offense shall be fined
12 not more than five hundred dollars and shall be imprisoned for not less than fifteen
13 days nor more than six months without the benefit of suspension of sentence.

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)]

HB 723 Original 2020 Regular Session Henry

Abstract: Provides for an increased penalty when the crime of simple assault is committed upon a store's or merchant's employee.

Present law provides for the crime of simple assault and defines it as an assault committed without a dangerous weapon.

Present law further provides that whoever commits the present law crime shall be fined not more than \$200, or imprisoned for not more than 90 days, or both.

Proposed law provides that when the present law crime is committed upon a store's or merchant's employee while the offender or principal of the offense is engaged in the perpetration or attempted perpetration of theft of goods, the offender or principal of the offense shall be fined not more than \$500 and shall be imprisoned for not less than 15 days nor more than six months without the benefit of suspension of sentence.

(Adds R.S. 14:38(C))