

2017 Regular Session

HOUSE BILL NO. 161

BY REPRESENTATIVE SEABAUGH

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

CRIME: Provides certain exceptions to the prohibition on wearing hoods, masks, and other facial disguises in public places

1 AN ACT

2 To amend and reenact R.S. 14:313(D) and to enact R.S. 14:313(C)(4), (5), (6), and (7),
3 relative to offenses affecting the public generally; to provide relative to the
4 prohibition on wearing hoods, masks, and other facial disguises in public places; to
5 provide an exception for persons driving or riding a motorcycle; to provide for
6 exceptions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 14:313(D) is hereby amended and reenacted and R.S. 14:313(C)(4),
9 (5), (6), and (7) are hereby enacted to read as follows:

10 §313. ~~Masks or hoods, wearing~~ Wearing of masks, hoods, or other facial disguises
11 in public places prohibited; penalty; exceptions; permit to conduct Mardi
12 Gras festivities, ~~how obtained~~; wearing of hoods, masks, or disguises ~~or~~
13 ~~giving of candy or other gifts~~ by sex offenders

14 * * *

15 C. Except as provided in Subsection E of this Section, this Section shall not
16 apply:

17 * * *

18 (4) To persons driving or riding a motorcycle.

19 (5) To persons wearing a helmet or mask for medical purposes or reasons.

Proposed law retains present law and adds exceptions to this prohibition for the following:

- (1) Persons driving or riding a motorcycle.
- (2) Persons wearing a helmet or mask for medical purposes or reasons.
- (3) Persons wearing a mask or hood for the purpose of protection against the elements or weather.
- (4) Persons engaged in a sporting or recreational activity.

(Amends R.S. 14:313(D); Adds R.S. 14:313(C)(4), (5), (6), and (7))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Amend the proposed law exception to the offense to provide that the offense shall not apply to persons riding or diving a motorcycle.
2. Add an exception for persons wearing a helmet for medical purposes or reasons.
3. Make technical corrections to citations in present law.

The House Floor Amendments to the engrossed bill:

1. Amend the proposed law exception regarding helmets worn for medical purposes to include in the exception masks worn for medical purposes or reasons.
2. Add an exception for persons wearing a mask or hood for the purpose of protection against the elements or weather.
3. Add an exception for persons engaged in a sporting or recreational activity.