

2026 Regular Session

HOUSE BILL NO. 275

BY REPRESENTATIVE BOYD

CHILDREN/ABUSE: Provides relative to the minimum sentencing for child domestic abuse convictions

1 AN ACT

2 To amend and reenact R.S. 14:34.9(I) and 35.3(I), relative to battery of a dating partner and  
3 domestic abuse battery; to provide for penalties when a child is present; and to  
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:34.9(I) and 35.3(I) are hereby amended and reenacted to read as  
7 follows:

8 §34.9. Battery of a dating partner

9 \* \* \*

10 I. This Subsection shall be cited as the "Dating Partner Abuse Child  
11 Endangerment Law". Notwithstanding any provision of law to the contrary, when  
12 the state proves, in addition to the elements of the crime as set forth in Subsection  
13 A of this Section, that a minor child thirteen years of age or younger was present at  
14 the residence or any other scene at the time of the commission of the offense, the  
15 offender, in addition to any other penalties imposed pursuant to this Section, shall  
16 be imprisoned ~~at hard labor for not more than three years.~~ as follows:

17 (1) For a first offense, not less than one year nor more than three years at  
18 hard labor.

19 (2) For a second or subsequent offense, not less than three years nor more  
20 than six years at hard labor.

21 \* \* \*

1 §35.3. Domestic abuse battery

2 \* \* \*

3 I. This Subsection shall be cited as the "Domestic Abuse Child  
4 Endangerment Law". Notwithstanding any provision of law to the contrary, when  
5 the state proves, in addition to the elements of the crime as set forth in Subsection  
6 A of this Section, that a minor child thirteen years of age or younger was present at  
7 the residence or any other scene at the time of the commission of the offense, the  
8 offender, in addition to any other penalties imposed pursuant to this Section, shall  
9 be imprisoned ~~at hard labor for not more than three years.~~ as follows:

10 (1) For a first offense, not less than one year nor more than three years at  
11 hard labor.

12 (2) For a second or subsequent offense, not less than three years nor more  
13 than six years at hard labor.

14 \* \* \*

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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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HB 275 Reengrossed                      2026 Regular Session                      Boyd

**Abstract:** Increases the penalty for domestic abuse battery and battery of a dating partner in the presence of a child 13 years or younger.

Present law provides for the crime and penalty of domestic abuse battery.

Present law provides that when domestic abuse battery is committed in the presence of a minor child aged 13 or younger, in addition to the standard penalty, the offender shall be imprisoned at hard labor for up to three years.

Proposed law increases the enhanced penalty from up to three years to one to three years for a first offense and three to six years for a second or subsequent offense.

Present law provides for the crime of battery of a dating partner, with a penalty of up to three years imprisonment in instances where a child aged 13 or younger is present.

Proposed law increases the imprisonment penalty for battery of a dating partner when a child aged 13 or younger is present from up to three years to one to three years for a first offense and three to six years for a second or subsequent offense.

(Amends R.S. 14:34.9(I) and 35.3(I))

Summary of Amendments Adopted by House

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

1. Increases the imprisonment penalty for battery of a dating partner and domestic abuse battery from up to six years to one to three years for a first offense and three to six years for a second or subsequent offense.