
DIGEST

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Brossett

HB No. 566

Abstract: Authorizes certain persons convicted of crime against nature to be relieved of the sex offender registration and notification provisions.

Present law provides that sex offender registration and notification requirements are mandatory and shall not be waived or suspended.

Present law provides for crime against nature (R.S. 14:89) and crime against nature by solicitation (R.S. 14:89.2). Act No. 882 of the 2010 R.S. created a separate provision for present law crime against nature, prior to which the unlawful acts defined in both crimes, crime against nature and crime against nature by solicitation, were encompassed in one provision for crime against nature.

Present law, pursuant to Act No. 223 of the 2011 R.S., provided that compliance with the sex offender registration and notification provisions would only be required for those persons convicted of crime against nature by solicitation (R.S. 14:89.2) when the person being solicited is under the age of 17.

Proposed law authorizes any person who was convicted of crime against nature (R.S. 14:89) prior to Aug. 15, 2010, to petition the court of conviction to be relieved of the sex offender registration and notification requirements if the offense for which the offender was convicted would be defined as crime against nature by solicitation (R.S. 14:89.2) had the offender been convicted on or after Aug. 15, 2010.

Further provides that these provisions of proposed law shall not apply to persons whose offense involved the solicitation of persons under the age of 17.

(Amends R.S. 15:542(F)(3)(b) and (c); Adds R.S. 15:542(F)(3)(d))