

Regular Session, 2012

SENATE BILL NO. 639

BY SENATOR MARTINY

HOMICIDE. Provides for the crime of first degree murder. (8/1/12)

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AN ACT

To amend and reenact R.S. 14:30(A)(10) and to enact R.S. 14:30(A)(11), relative to the crime of first degree murder; to provide that first degree murder includes the killing of a taxicab driver under certain circumstances; to provide for definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:30(A)(10) is hereby amended and reenacted and R.S. 14:30(A)(11) is hereby enacted to read as follows:

§30. First degree murder

A. First degree murder is the killing of a human being:

* * *

(10) When the offender has a specific intent to kill or to inflict great bodily harm upon a taxicab driver who is in the course and scope of his employment, or when the specific intent to kill or to inflict great bodily harm is directly related to the victim's status as a taxicab driver. For purposes of this Paragraph, "taxicab" means a motor vehicle for hire, carrying six passengers or less, including the driver thereof, that is subject to call from a garage, office,

or proceeding whether or not such action or proceeding had been commenced or the killing was committed for the purpose of exacting retribution for the victim's prior testimony.

10. When the offender has a specific intent to kill or inflict great bodily harm and the offender has previously acted with specific intent to kill or inflict great bodily harm that resulted in the killing of one or more persons.

Proposed law retains present law, and further defines first degree murder to include the circumstance when the offender has a specific intent to kill or to inflict great bodily harm upon a taxicab driver who is in the course and scope of his employment, or when the specific intent to kill or to inflict great bodily harm is directly related to the victim's status as a taxicab driver.

Proposed law defines "taxicab" as a motor vehicle for hire, carrying six passengers or less, including the driver thereof, that is subject to call from a garage, office, taxi stand, or otherwise.

Effective August 1, 2012.

(Amends R.S. 14:30(A)(10); adds R.S. 14:30(A)(11))