**ENROLLED** 

Regular Session, 2014 SENATE BILL NO. 229 BY SENATOR MARTINY

1	AN ACT
2	To enact R.S. 14:89(D) and 89.1(C), relative to offenses affecting sexual immorality; to
3	provide relative to the crimes of incest and aggravated incest; to provide relative to
4	the crimes of crime against nature and aggravated crime against nature; to provide
5	relative to the purpose and effect of Act No. 177 of the 2014 Regular Session and the
6	Act that originated as Senate Bill No. 333 of the 2014 Regular Session relative to the
7	crimes of incest, aggravated incest, crime against nature, and aggravated crime
8	against nature; to provide for an effective date; and to provide for related matters.
9	Be it enacted by the Legislature of Louisiana:
10	Section 1. R.S. 14:89(D) and 89.1(C) are hereby enacted to read as follows:
11	<u>§89. Crime against nature</u>
12	* * *
13	D. The provisions of Act No. 177 of the 2014 Regular Session and the
14	provisions of the Act that originated as Senate Bill No. 333 of the 2014 Regular
15	Session incorporate the elements of the crimes of incest (R.S. 14:78) and
16	aggravated incest (R.S. 14:78.1), as they existed prior to their repeal by these
17	Acts, into the provisions of the crimes of crime against nature (R.S. 14:89) and
18	aggravated crime against nature (R.S. 14:89.1), respectively. For purposes of
19	the provisions amended by Act No. 177 of the 2014 Regular Session and the Act
20	that originated as Senate Bill No. 333 of the 2014 Regular Session, a conviction

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1	for a violation of R.S. 14:89(A)(2) shall be the same as a conviction for the crime
2	of incest (R.S. 14:78) and a conviction for a violation of R.S. 14:89.1(A)(2) shall
3	be the same as a conviction for the crime of aggravated incest (R.S. 14:78.1).
4	Neither Act shall be construed to alleviate any person convicted or adjudicated
5	delinquent of incest (R.S. 14:78) or aggravated incest (R.S. 14:78.1) from any
6	requirement, obligation, or consequence imposed by law resulting from that
7	conviction or adjudication including but not limited to any requirements
8	regarding sex offender registration and notification, parental rights, probation,
9	parole, sentencing, or any other requirement, obligation, or consequence
10	imposed by law resulting from that conviction or adjudication.
11	§89.1. Aggravated crime against nature
12	* * *
13	C. The provisions of Act No. 177 of the 2014 Regular Session and the
14	provisions of the Act that originated as Senate Bill No. 333 of the 2014 Regular
15	Session incorporate the elements of the crimes of incest (R.S. 14:78) and
16	aggravated incest (R.S. 14:78.1), as they existed prior to their repeal by these
17	Acts, into the provisions of the crimes of crime against nature (R.S. 14:89) and
18	aggravated crime against nature (R.S. 14:89.1), respectively. For purposes of
19	the provisions amended by Act No. 177 of the 2014 Regular Session and the Act
20	that originated as Senate Bill No. 333 of the 2014 Regular Session, a conviction
21	for a violation of R.S. 14:89(A)(2) shall be the same as a conviction for the crime
22	of incest (R.S. 14:78) and a conviction for a violation of R.S. 14:89.1(A)(2) shall
23	be the same as a conviction for the crime of aggravated incest (R.S. 14:78.1).
24	Neither Act shall be construed to alleviate any person convicted or adjudicated
25	delinquent of incest (R.S. 14:78) or aggravated incest (R.S. 14:78.1) from any
26	requirement, obligation, or consequence imposed by law resulting from that
27	conviction or adjudication including but not limited to any requirements
28	regarding sex offender registration and notification, parental rights, probation,
29	parole, sentencing, or any other requirement, obligation, or consequence
30	imposed by law resulting from that conviction or adjudication.

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1	Section 2. This Act shall become effective upon signature by the governor or, if not
2	signed by the governor, upon expiration of the time for bills to become law without signature
3	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4	vetoed by the governor and subsequently approved by the legislature, this Act shall become
5	effective on the day following such approval.

# PRESIDENT OF THE SENATE

# SPEAKER OF THE HOUSE OF REPRESENTATIVES

# GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_