

2023 Regular Session

HOUSE BILL NO. 16

BY REPRESENTATIVES SCHLEGEL, GAROFALO, AND VILLIO

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

CRIME: Provides relative to the crime of simple burglary

1 AN ACT

2 To amend and reenact R.S. 14:62(B)(1) and to enact R.S. 14:62(B)(3), relative to simple
3 burglary; to provide for an additional penalty; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:62(B)(1) is hereby amended and reenacted and R.S. 14:62(B)(3)
6 is hereby enacted to read as follows:

7 §62. Simple burglary

8 B.(1) Except as provided in ~~Paragraph (2)~~ Paragraphs (2) and (3) of this
9 Subsection, whoever commits the crime of simple burglary shall be fined not more
10 than two thousand dollars, imprisoned with or without hard labor for not more than
11 twelve years, or both.

12 * * *

13 (3) If the offender commits multiple simple burglaries as a part of a
14 continuous sequence of events, the offender shall be imprisoned with or without hard
15 labor for not less than one nor more than twelve years. At least one year of the
16 sentence of imprisonment shall be imposed without benefit of probation or
17 suspension of sentence.

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)]

HB 16 Reengrossed

2023 Regular Session

Schlegel

Abstract: Provides for an additional penalty for the crime of simple burglary under certain circumstances.

Present law (R.S. 14:62) provides for the crime of simple burglary along with penalties.

Proposed law amends present law to include a penalty of imprisonment with or without hard labor for not less than one nor more than 12 years for an offender who commits multiple simple burglaries as a part of a continuous sequence of events. Provides that at least one year of the sentence of imprisonment shall be imposed without benefit of probation or suspension of sentence.

(Amends R.S. 14:62(B)(1); Adds R.S. 14:62(B)(3))

Summary of Amendments Adopted by House

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

1. Change the location provision in proposed law from "one square mile" to "one-half mile".

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Remove the penalty for a simple burglary committed within one-half mile of any fair, festival, musical or theatrical production, parade, or sporting event.
3. Delete definitions for the terms "fair or festival", "musical or theatrical production", "parade", and "sporting event".