

Regular Session, 2010
HOUSE BILL NO. 609
BY REPRESENTATIVE WHITE

ACT No. 524

1 AN ACT

2 To amend and reenact R.S. 14:62.8(B)(2) and to enact R.S. 14:2(B)(42), relative to the crime
3 of home invasion; to require that the sentence imposed for the crime of home
4 invasion shall be served at hard labor; to add the crime of home invasion to the list
5 of enumerated crimes of violence; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:62.8(B)(2) is hereby amended and reenacted and R.S. 14:2(B)(42)
8 is hereby enacted to read as follows:

9 §2. Definitions

10 * * *

11 B. In this Code, "crime of violence" means an offense that has, as an
12 element, the use, attempted use, or threatened use of physical force against the
13 person or property of another, and that, by its very nature, involves a substantial risk
14 that physical force against the person or property of another may be used in the
15 course of committing the offense or an offense that involves the possession or use
16 of a dangerous weapon. The following enumerated offenses and attempts to commit
17 any of them are included as "crimes of violence":

18 * * *

19 (42) Home invasion.

20 * * *

21 §62.8. Home invasion

22 * * *

23 B.

24 * * *

1 (2) Whoever commits the crime of home invasion when, at the time of the
2 unauthorized entering, there is present in the dwelling or structure any person who
3 is under the age of twelve years, is sixty-five years of age or older, or who has a
4 developmental disability as defined in R.S. 28:451.2, shall be fined not more than ten
5 thousand dollars and shall be imprisoned at hard labor for not less than ten nor more
6 than twenty-five years; ~~at~~ At least ten years of the sentence imposed shall be served
7 without benefit of parole, probation, or suspension of sentence.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____