

Regular Session, 2012

HOUSE BILL NO. 64

BY REPRESENTATIVE HENSGENS

CRIME: Prohibits the false personation of a firefighter

1 AN ACT

2 To amend and reenact R.S. 14:112.1(A)(introductory paragraph) and (1), (B)(2), and (C) and
3 to enact R.S. 14:112.1(B)(3), relative to offenses affecting law enforcement; to
4 amend the crime of false personation of a peace officer to include firefighters; to
5 provide for definitions; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:112.1(A)(introductory paragraph) and (1), (B)(2), and (C) are
8 hereby amended and reenacted and R.S. 14:112.1(B)(3) is hereby enacted to read as follows:

9 §112.1. False personation of a peace officer or firefighter

10 A. False personation of a peace officer or firefighter is the performance of
11 any one or more of the following acts with the intent to injure or defraud or to obtain
12 or secure any special privilege or advantage:

13 (1) Impersonating any peace officer or firefighter or assuming, without
14 authority, any uniform or badge by which a peace officer or firefighter is lawfully
15 distinguished.

16 * * *

17 B. As used in this Section:

18 * * *

19 (2) "Firefighter" means any certified first responder as defined in R.S.
20 40:1231, certified emergency medical technician as defined in R.S. 40:1231, or any

1 firefighter regularly employed by a fire department of any municipality, parish, or
 2 fire protection district of the state of Louisiana, or any volunteer fireman of the state
 3 of Louisiana.

4 ~~(2)~~(3) "Peace officer" shall include commissioned police officers, sheriffs,
 5 deputy sheriffs, marshals, deputy marshals, correctional officers, constables, wildlife
 6 enforcement agents, park wardens, livestock brand inspectors, forestry officers,
 7 military police, fire marshal investigators, probation and parole officers, attorney
 8 general investigators, and district attorney investigators.

9 C. Whoever commits the crime of false personation of a peace officer or
 10 firefighter shall be fined not more than one thousand dollars, ~~or~~ imprisoned with or
 11 without hard labor for not more than two years, or both.

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)]

Hensgens

HB No. 64

Abstract: Amends the crime of false personation of a peace officer to also apply to firefighters.

Present law provides for the crime of false personation of a peace officer and provides penalties of a fine of not more than \$1,000, imprisonment with or without hard labor for not more than two years, or both.

Proposed law retains provisions of present law and amends the crime to also apply to the false personation of a firefighter.

Proposed law defines "firefighter" as a certified first responder, certified emergency medical technician, or any firefighter regularly employed by a fire department of any municipality, parish, or fire protection district of the state, or any volunteer fireman of the state.

(Amends R.S. 14:112.1(A)(intro. para.) and (1), (B)(2), and (C); Adds R.S. 14:112.1(B)(3))