

SENATE BILL NO. 36

BY SENATOR HENRY

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AN ACT

To amend and reenact R.S. 14:38(B) and to enact R.S. 14:38(C), relative to the crime of simple assault; to provide for increased penalties when the offense is committed upon a store's employee during a theft; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:38(B) is hereby amended and reenacted and R.S. 14:38(C) is hereby enacted to read as follows:

§38. Simple assault

* * *

B. Except as provided in Subsection C of this Section, whoever ~~Whoever~~ commits a simple assault shall be fined not more than two hundred dollars, or imprisoned for not more than ninety days, or both.

C. If the offense is committed upon a store's or merchant's employee who is acting in the course and scope of his employment duties, while the offender is engaged in the perpetration or attempted perpetration of theft, the offender shall be fined not more than five hundred dollars and shall be imprisoned for not less than fifteen days nor more than six months without the benefit of suspension of sentence.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____