



“PROVIDING QUALITY SERVICE WITH COMPASSIONATE CARE”



TEENS, SEX & THE LAW

GUIDING THE COMMUNITY TO PROTECT CHILDREN FROM ABUSE

LOUISIANA

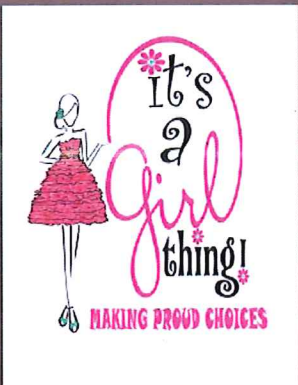
Here's the Law...

Aggravated Rape: Having anal, oral or vaginal sexual intercourse with someone under the age of 13. The penalty for this crime is life in prison or juvenile life up to 31 years.

*14:42 and LA ChC 857

Felony Carnal Knowledge: If a person between the ages of 13-17 has consensual sexual intercourse or oral sex with someone over the age of 17 when the age difference is more than 4 years, the older person can be charged with this crime even if the sexual act is consensual. Penalty is up to 10 years in jail. *14:80

Misdemeanor Carnal Knowledge: When a person who is 17 or older has consensual sexual intercourse or oral sex with a 13-16 year old when the age difference is more than 2 years but less than 4 years. Penalty is 6 months in jail. *14:80.1



Teenagers have a right to know the laws that criminalize their consensual sexual behavior involving other teenagers so that they can make informed decisions that last a lifetime.

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By Claudia Wade

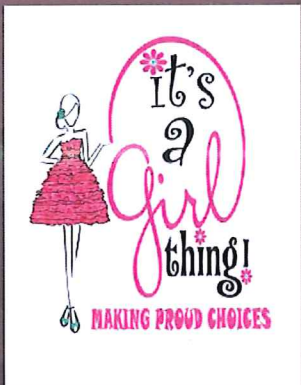


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Here's the Law...

What about online?

Photographs or videos?

Taking nude sexual pictures or videos of anyone under 17 is a crime. Sending them to friends on their cell phones or posting them online can be a serious crime. If you are texting a boyfriend or girlfriend who lives in another state, or chatting on a social networking site, be aware that the laws in that state may be more severe than Louisiana's.



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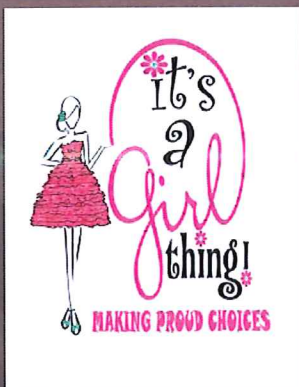


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Here's the Law...

What about online?

Pornography: Possession or taking of any photographs, films, videotapes, or other visual reproductions of any sexual performance, which includes lewd exhibition of the genitals, involving a child under the age of 17. Penalty is 2-10 years. If juvenile under 13, the penalty is 25-99 years. *14:81.1



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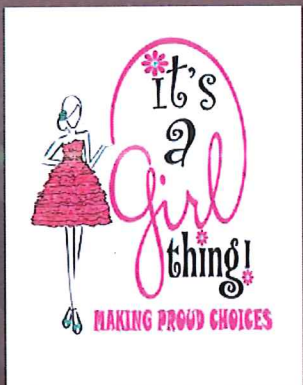


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Here's the Law...

What if its just touching?

Sexual Battery: Touching of the anus or genitals using any instrument or any part of body where the act is consensual, but one person is under the age of 15 and the offender is 3 years older. If a mouth is used to touch, the charge is oral sexual battery, which carries a penalty of 0-10 years. If one party is under 13, the penalty is 25-99 years.

*14:43.1&.3



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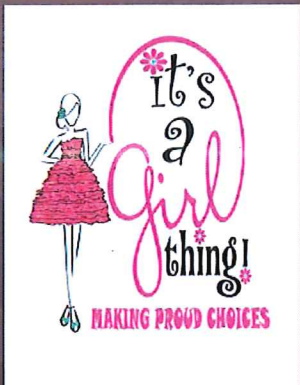


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Here's the Law...

Sex and alcohol do not mix.

Simple Rape: When anal, oral, or vaginal intercourse is deemed to be without the lawful consent of the victim because it is committed when the victim is incapable of resisting or of understanding the nature of the act by reason of a stupor or abnormal condition of mind produced by an intoxicating agent or any cause, and the offender knew or should have known of the victim's incapacity. Penalty is up to 25 years in prison. *14:43



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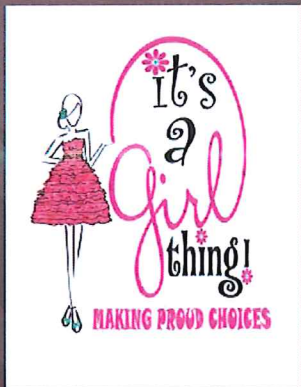


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What about online?

Sexting:

When someone under the age of 17 possesses or transmits indecent visual depictions of sexually explicit content of someone under 17 via any communication device, penalty is up to 6 months in prison+a minimum of 16 hours of community service. Lack of knowledge of the juvenile's age is not a defense—no matter how old someone may act or look, the law only cares about their actual age.



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What about online?

Texting about sex: Computer aided solicitation of a minor: when someone 17 or older contacts or communicates through text or Internet with the intent to persuade, induce, entice, or coerce a person at least 2 years younger to engage or participate in sexual conduct or a crime of violence. If the victim is under 13, the penalty is 10-20 years. If they are over 13, the penalty is 5-10 years. *14:81.3



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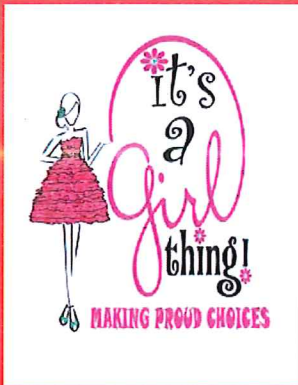


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Here's the Law...

What if....

I'm almost 13 and my friend is 16 and we agree to have oral sex?



The 16-year old would be committing aggravated rape and if convicted would be sentenced to life in jail.

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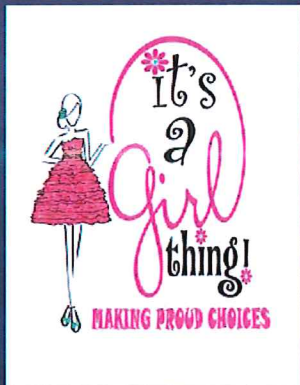


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What if....

I am 17 and my boyfriend is 3 years younger and he touches my genitals?

You can be charged with sexual battery and could be sentenced up to 10 years in jail with no chance of probation or parole.



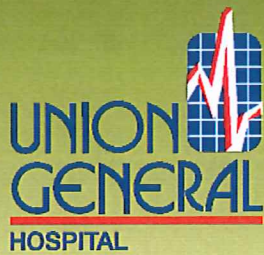
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What if....

My boyfriend likes to take sexy naked pictures of me with his cell phone? I am 15 and he is 17.

You can be charged with producing pornography and be sentenced up to 10 years in jail with no chance of probation or parole.



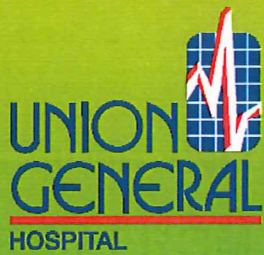
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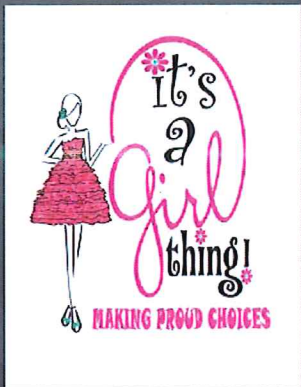


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Here's the Law...

What if....

I am 17, and a 12-year old girl at my school keeps emailing sexually explicit photos of herself and friends?

The 17-year old can be charged with possession of child porn and could be sentenced up to 99 years in jail, and if the photos are on the parents' computer, they could be charged also.



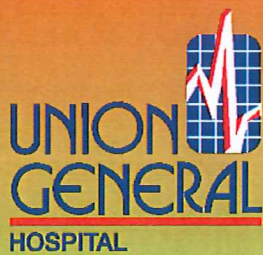
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Here's the Law...

What if....

I am 17, and I text a 15 year old in my grade to see if she wants to have sex with a friend of ours?

You can be charged with committing computer-aided solicitation of a minor and could serve up to 10 years in jail.



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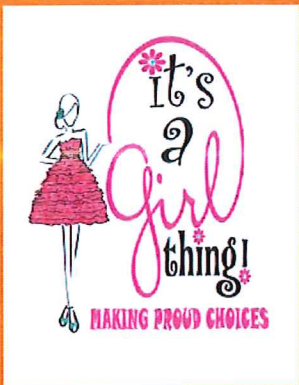


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Here's the Law...

What if....

My girlfriend and I, who are the same age, got really drunk and we had sex?

You can both be charged with simple rape if the other was too drunk to consent.



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What if....

I am 19, and I have sex with my 15-year old girlfriend?

Even if the sex is consensual, the 19-year old can be charged with carnal knowledge and spend up to 10 years in jail.



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