

(9) "Server" means a computer that listens for and services a client.

(10) "World Wide Web" means a server providing connections to mega lists of information on the Internet; it is made up of millions of individual web sites linked together.

(Source: R.S. 14:90.3)

Sec. 91. Unlawful sales of weapons to minors

A. Unlawful sales of weapons to minors is the selling, or otherwise delivering for value any firearm or other instrumentality customarily used as a dangerous weapon, to any person under the age of eighteen. Lack of knowledge of the minor's age shall not be a defense.

B. Whoever commits unlawful sales of weapons to minors shall be fined not more than three hundred dollars.

(Source: R.S. 14:91)

Sec. 91.1-91.6. Reserved

Sec. 91.7. Unauthorized possession or consumption of alcoholic beverages on public school property

A. No person shall intentionally possess or consume alcoholic beverages upon public school property unless authorized by the principal or person in charge of the public school property at the time.

B. For purposes of this Section:

(1) "School" means any public elementary or secondary school.

(2) "School property" means all property used for school purposes, including but not limited to school playgrounds, buildings, and parking lots.

C. Whoever violates this Section shall be fined not more than five hundred dollars.

(Source: R.S. 14:91.7)

Sec. 91.8-91.10. Reserved

Sec. 91.11. Sale, exhibition or distribution of material harmful to minors

A.(1) The unlawful sale, exhibition rental, leasing, or distribution of material harmful to minors is the intentional sale, allocation, distribution, advertisement, dissemination, exhibition, or display of material harmful to minors, to any unmarried person under the age of seventeen years, or the possession of material harmful to minors with the intent to sell, allocate, advertise, disseminate, exhibit or display such material to any unmarried person under the age of seventeen years, at a newsstand or any other commercial

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(2) "Material harmful to minors" is defined as any paper, magazine, book, newspaper, periodical, pamphlet, composition, publication, photograph, drawing, picture, poster, motion picture film, video tape, figure, phonograph record, album, cassette, compact disc, wire or tape recording or other similar tangible work or thing which exploits, is devoted to or principally consists of, descriptions or depictions of illicit sex or sexual immorality for commercial gain, and when the trier of fact determines that the average person applying contemporary community standards would find that the work or thing is

presented in a manner to provoke or arouse lust, passion or perversion or exploits sex.

(3) For the purpose of this Section "descriptions or depictions of illicit sex or sexual immorality" includes the depiction, display, description, exhibition or representation of:

- (a) Ultimate sexual acts, normal or perverted, actual, simulated or animated, whether between human being, animals or an animal and a human being; or
- (b) Masturbation, excretory functions, or exhibition, actual, simulated or animated, of the genitals, pubic hair, anus, vulva or female breast nipples; or
- (c) Sadomasochistic abuse, meaning actual, simulated or animated, flagellation or torture by or upon a person who is nude or clad in undergarments or in a costume which reveals the pubic hair, anus, vulva, genitals or female breast nipples, or the condition of being fettered, bound or otherwise physically restrained, on the part of one so clothed; or
- (d) Actual, simulated or animated, touching, caressing or fondling of, or other similar physical contact with, a pubic area, anus, female breast nipple, covered or exposed, whether alone or between human, animals or a human and an animal, of the same or opposite sex, in an act of apparent sexual stimulation or gratification; or
- (e) Actual, simulated or animated, stimulation of the human genital organs by any device whether or not the device is designed, manufactured and marketed for such purpose.

B. It shall be unlawful to invite or permit any unmarried person under the age of seventeen years of age to be in any commercial establishment that exhibits or display any item, material, work or thing of any kind that is described in Subsection A of this act.

Lack of knowledge of age or marital status shall not constitute a defense, unless the defendant shows that he had reasonable cause to believe that the minor involved was either married or seventeen years of age or more and that the minor exhibited to the defendant a draft card, driver's license, birth certificate or other official or apparently official document purporting to establish that such a minor was either married or seventeen years of age or more.

For the purpose of Subsections A and B of this section, "exhibition or display" means the exhibition or display of material harmful to minors as defined in Subsection A so that, as displayed, depictions and representations of illicit sex or sexual immorality are visible to minors, or that an unmarried person under the age of seventeen years is permitted to see or examine the contents of the material harmful to minors.

A commercial establishment shall not be in violation of this section if the commercial establishment provides for a separate area for the exhibition or display of material harmful to minors and designates said areas "NOT FOR MINORS" or similar words and the commercial establishment prohibits unmarried minors under the age of seventeen years from seeing or examining the contents of material harmful to minors.

C. Whoever violates this Section shall be fined not less than one hundred dollars nor more than five hundred dollars.

(Source: R.S. 14:91.11)

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(Source: R.S. 14:91.11)

Sec. 91.12. Sale, distribution or making available to minors publications encouraging, advocating, or facilitating the illegal use of controlled dangerous substances

A. It shall be unlawful for any person to sell, distribute, or make available to a person under eighteen years of age any publication which has as its dominant theme articles or a substantial number of advertisements encouraging, advocating, or facilitating the illegal use of any substance classified as a controlled dangerous substance pursuant to state law.

B. No employee acting within the course and scope of his employment and who has not proprietary interest in the business shall be guilty of a violation of this Section unless he has actual knowledge of the contents of the publication.

(Source: R.S. 14:91.12)

Sec. 91.13. Illegal use of controlled dangerous substances in the presence of persons under seventeen years of age

It shall be unlawful for any person over the age of seventeen, while in the presence of any person under the age of seventeen, and when there is an age difference of greater than two years between the two persons, to use, consume, possess, or distribute any controlled dangerous substance in violation of the Uniform Controlled Dangerous Substance Act.

(Source: R.S. 14:91.13)

Sec. 91.14-91.20 Reserved

Sec. 91.21. Sale of poisonous reptiles to minor; penalty

- A. It shall be unlawful for any person to sell any type of poisonous reptile to a minor.
- B. Whoever violates this Section shall be fined not more than one hundred dollars for each such offense.

(Source: R.S. 14:91.21)

Sec. 92. Contributing to the delinquency of juveniles

A. It shall be unlawful for any person to commit contributing to the delinquency of juveniles. Contributing to the delinquency of juveniles is the intentional enticing, aiding, soliciting, or permitting, by anyone over the age of seventeen, of any child under the age of seventeen, and no exception shall be made for a child who may be emancipated by marriage or otherwise, to:

- (1) Beg, sing, sell any article or play any musical instrument in any public place for the purpose of receiving alms; or
- (2) Associate with any vicious or disreputable persons, or frequent places where the same may be found; or
- (3) Visit any place where beverages of either high or low alcoholic content are the principle commodity sold or given away; or
- (4) Visit any place where any gambling device is found, or where gambling habitually occurs; or
- (5) Habitually trespass where it is recognized he has no right to be; or
- (6) Use any vile, obscene or indecent language; or

(4) Visit any place where any gambling device is found, or where gambling habitually occurs; or

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(5) Habitually trespass where it is recognized he has no right to be; or

(6) Use any vile, obscene or indecent language; or

(7) Absent himself or remain away, without authority of his parents or tutor, from his home or place of abode; or

(8) Violate any state law or ordinance; or

(9) Visit any place where sexually indecent and obscene material of any nature, is offered for sale, displayed or exhibited.

B. Lack of knowledge of the juvenile's age shall not be a defense.

(Source: R.S. 14:92)

Sec. 93. Reserved

Sec. 93.1. Model glue; use of; unlawful sales to minors; penalties

A. As used in the Section:

(1) "Model glue" means any glue or cement of the type commonly used in the building of model airplanes, boats and automobiles and which contains one or more of the following volatile solvents: (a) toluol, (b) hexane, (c) trichlorethylene, (d) acetone, (e) toluene, (f) ethyl acetate, (g) methyl ethyl ketone, (h) trichlorochthane, (i) isopropanol, (j) methyl isobutyl ketone, (k) methyl cellosolve acetate, (l) cyclohexanone, or (m) any other solvent, material, substance, chemical or combination thereof having the property of releasing toxic vapors.

(2) "Abuse of toxic vapors" means to smell or inhale the fumes of any solvent, material, substance, chemical or combinations thereof having the property of releasing toxic vapors for the purpose of causing a condition of, or inducing a symptom included in Subsection B of this Section.

B. It shall be unlawful for any person to intentionally smell or inhale the fumes of any type of model glue or the fumes of toxic vapors for the purpose of causing a condition of, or inducing symptoms of intoxication, elation, euphoria, dizziness, excitement, irrational behavior, exhilaration, paralysis, stupefaction or dulling of the senses or nervous system; or for the purpose of, in any manner, changing, distorting or disturbing the audio, visual or mental processes; provided, however, that this Section shall not apply to the inhalation of any anesthesia for medical or dental purposes.

C. It shall be unlawful for any person to sell any type of model glue to a minor for any reason whatsoever.

D. It shall be unlawful for any person to sell or otherwise transfer possession of any type of model glue to any minor for any purpose whatsoever, unless the minor receiving possession of the model glue is the child or ward of and under the lawful custody of the vendor, donor or transferor of the glue.

E. Whoever violates this Section shall be fined not less than twenty-five dollars nor more than one hundred dollars for each such offense or both.

(Source: R.S. 14:93.1)

Sec. 93.2. Tattooing and body piercing minors

It is unlawful for any person to tattoo or body pierce any other person under the age of eighteen without the consent of the parents of such person. Whoever violates this Section shall be fined not less than one hundred dollars no more than five hundred dollars.

(Source: R.S. 14:93.2)

(Source: R.S. 14:93.1)

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(Source: R.S. 14:93.2)

Sec. 93.2.1. Child desertion

It shall be unlawful for any person to commit child desertion. Child desertion is the intentional or criminally negligent exposure of a child under the age of ten years, by a person who has the care, custody, or control of the child, to a hazard or danger against which the child cannot reasonably be expected to protect himself, or the desertion or abandonment of such child, knowing or having reason to believe that the child could be exposed to such hazard or danger.

(Source: R.S. 14:93.2.1)

Sec. 93.10. Definitions

For purposes of Sections 93.10 through 93.13, the following definitions shall apply:

(1) "Purchase" means acquisition by the payment of money or other consideration. Purchase does not include such acquisition for medical purposes either when purchased as over the counter medication or when prescribed or administered by a licensed physician, pharmacist, dentist, nurse, hospital, or medical institution.

(2) "Public possession" means the possession of any alcoholic beverage for any reason, including consumption, on any street or highway or in any public place or any place open to the public, including a club which is de facto open to the public. "Public possession" does not include the following:

(a) The possession or consumption of any alcoholic beverage:

(i) For an established religious purpose.

(ii) When a person under twenty-one years of age is accompanied by a parent, spouse, or legal guardian twenty-one years of age or older.

(iii) For medical purposes when purchased as an over the counter medication, or when prescribed or administered by a licensed physician, pharmacist, dentist, nurse, hospital, or medical institution.

(iv) In private residences.

(b) The sale, handling, transport, or service in dispensing of any alcoholic beverage pursuant to lawful ownership of an establishment or to lawful employment of a person under twenty-one years of age by a duly licensed manufacturer, wholesaler, or retailer of beverage alcohol.

(3) "Alcoholic beverage" means beer, distilled spirits, and wine containing one-half of one percent or more of alcohol by volume. Beer includes but is not limited to ale, lager, porter, stout, sake, and other similar fermented beverages brewed or produced from malt wholly or in part or from any substitute therefore. Distilled spirits include alcohol, ethanol, or spirits or wine in any form, including all dilutions and mixtures thereof from whatever process produced.

(Source R.S. 14:93.10)

Sec. 93.11. Unlawful sales to persons under twenty-one

Unlawful sales to persons under twenty-one is the selling or otherwise delivering for value of any alcoholic beverage to any person under twenty-one years of age unless such person is the lawful owner or lawful employee of an establishment to which the sale is being made and is accepting such delivery pursuant to such ownership or employment. Lack of knowledge of the person's age shall not be a defense.

(Source R.S. 14:93.11)

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(Source R.S. 14:93.11)

Sec. 93.12. Purchase and public possession of alcoholic beverages; exceptions; penalties

A. It is unlawful for any person under twenty-one years of age to purchase or have public possession of any alcoholic beverage.

B. Whoever violates this Section shall be fined not more than one hundred dollars.

(Source R.S. 14:93.12)