HLS 16RS-460 ORIGINAL

AN ACT

2016 Regular Session

HOUSE BILL NO. 319

1

BY REPRESENTATIVE IVEY

WEAPONS/FIREARMS: Provides definition of a "concealed" weapon

2	To amend and reenact R.S. 40:1379.3(J) and to enact R.S. 14:95(L), relative to concealed
3	weapons; to provide definitions; and to provide for related matters.
4	Be it enacted by the Legislature of Louisiana:
5	Section 1. R.S. 14:95(L) is hereby enacted to read as follows:
6	§95. Illegal carrying of weapons
7	* * *
8	L. For the purposes of this Section, "concealed" means a loaded firearm or
9	dangerous weapon intentionally carried in a manner as to not be visible or
0	discernible by the ordinary observation of a passerby.
1	Section 2. R.S. 40:1379.3(J) is hereby amended and reenacted to read as follows:
12	§1379.3. Statewide permits for concealed handguns; application procedures;
13	definitions
14	* * *
15	J. For the purposes of this Section, the following terms shall have the
16	meanings ascribed herein:
17	(1) "Concealed" means a loaded firearm or dangerous weapon intentionally
18	carried in a manner as to not be visible or discernible by the ordinary observation of
19	a passerby.
20	(2) "Crime of violence" means a crime as defined in R.S. 14:2(B).

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	(2)(3) "Criminal negligence" means there exists such disregard of the interest
2	of others that the license holder's conduct amounts to a gross deviation below the
3	standard of care expected to be maintained by a reasonably careful man under like
4	circumstances.
5	(3)(4) "Handgun" means a type of firearm commonly referred to as a pistol
6	or revolver originally designed to be fired by the use of a single hand and which is
7	designed to fire or is capable of firing fixed cartridge ammunition. The term
8	"handgun" shall not include shotguns or rifles that have been altered by having their
9	stocks or barrels cut or shortened.
10	(4)(5) "Resident" means a person who is legally domiciled in Louisiana. An
11	individual shall prove legal domicile by providing a copy of a valid Louisiana
12	driver's license or an official Louisiana identification card. Notwithstanding
13	anything in this Section to the contrary, a person who maintains a dwelling in this
14	state but is residing elsewhere as a member of the United States military or as a
15	student is still considered to be a resident for the purposes of this Section.
16	* * *

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)]

HB 319 Original

2016 Regular Session

Ivey

Abstract: Provides a definition of "concealed" weapons, applicable to the crime of illegal carrying of weapons and the concealed handgun permit laws.

<u>Present law</u> provides for the crime of illegal carrying of weapons and for the issuance of concealed handgun permits.

<u>Proposed law</u> retains the provisions of <u>present law</u> and provides for a definition of "concealed".

<u>Proposed law</u> defines "concealed" as a loaded firearm or dangerous weapon intentionally carried in a manner as to not be visible or discernible by the ordinary observation of a passerby.

(Amends R.S. 40:1379.3(J); Adds R.S. 14:95(L))

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