HLS 21RS-688 ORIGINAL

2021 Regular Session

HOUSE BILL NO. 124

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BY REPRESENTATIVE HOLLIS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

WEAPONS: Provides an exception to certain offenses of illegal carrying of weapons for persons with a concealed handgun permit

AN ACT

To amend and reenact R.S. 14:95(A)(1), (2), and (3), relative to the illegal carrying of

3	weapons; to provide relative to the prohibition on the concealed carrying of any
4	firearm or other instrumentality customarily used or intended for use as a dangerous
5	weapon; to provide an exception to the offense for a concealed handgun permit
6	holder; and to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 14:95(A)(1), (2), and (3) are hereby amended and reenacted to read
9	as follows:
0	§95. Illegal carrying of weapons
1	A. Illegal carrying of weapons is any of the following:
12	(1)(a) The intentional concealment of any firearm, or other instrumentality
13	customarily used or intended for probable use as a dangerous weapon, on one's
14	person ; or .
15	(b) The provisions of this Paragraph shall not apply to a person with a valid
16	concealed handgun permit issued pursuant to R.S. 40:1379.1.1, 1379.3, or 1379.3.2
17	nor shall it prohibit a person with a valid concealed handgun permit issued pursuant
18	to R.S. 40:1379.1.1, 1379.3, or 1379.3.2 from carrying a concealed firearm or other
19	instrumentality customarily used or intended for probable use as a dangerous weapon
20	on his person unless otherwise prohibited by this Section.

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

1 (2) The ownership, possession, custody or use of any firearm, or other
2 instrumentality customarily used as a dangerous weapon, at any time by an enemy
3 alien; or.
4 (3) The ownership, possession, custody or use of any tools, or dynamite, or
5 nitroglycerine, or explosives, or other instrumentality customarily used by thieves
6 or burglars at any time by any person with the intent to commit a crime; or.
7 * * * *

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 124 Original

2021 Regular Session

Hollis

Abstract: Provides an exception to certain offenses of illegal carrying of weapons for persons with a concealed handgun permit.

<u>Present law</u> provides that the illegal carrying of weapons is any of the following and provides criminal penalties for those who are convicted of the offense:

- (1) The intentional concealment of any firearm, or other instrumentality customarily used or intended for probable use as a dangerous weapon, on one's person.
- (2) The ownership, possession, custody or use of any firearm, or other instrumentality customarily used as a dangerous weapon, at any time by an enemy alien.
- (3) The ownership, possession, custody or use of any tools, or dynamite, or nitroglycerine, or explosives, or other instrumentality customarily used by thieves or burglars at any time by any person with the intent to commit a crime.
- (4) The intentional concealment on one's person of any switchblade knife, spring knife, or other knife or similar instrument having a blade which may be automatically unfolded or extended from a handle by the manipulation of a button, switch, latch, or similar contrivance located on the handle. <u>Present law provides certain exceptions</u> to this prohibition.
- (5) The intentional possession or use by any person of a dangerous weapon on a school campus during regular school hours or on a school bus. <u>Present law provides certain exceptions to this prohibition.</u>

<u>Proposed law</u> retains <u>present law</u> but provides an exception to the prohibition described in Paragraph (1) of <u>present law</u> for any person who has a valid concealed handgun permit issued pursuant to <u>present law</u> (R.S. 40:1379.1.1, 1379.3, and 1379.3.2). <u>Proposed law</u> further provides that the provisions of Paragraph (1) of <u>present law</u> shall not prohibit a person with a valid concealed handgun permit issued pursuant to <u>present law</u> from carrying a concealed firearm or other instrumentality customarily used or intended for probable use as a dangerous weapon on his person unless otherwise prohibited by <u>present law</u>.

(Amends R.S. 14:95(A)(1), (2), and (3))

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