2022 Regular Session

HOUSE BILL NO. 37

BY REPRESENTATIVES MCCORMICK, AMEDEE, BAGLEY, BUTLER, CREWS, ECHOLS, EDMONDS, EDMONSTON, EMERSON, FIRMENT, FRIEMAN, GADBERRY, GAROFALO, GEYMANN, HODGES, HOLLIS, HORTON, HUVAL, MIKE JOHNSON, MACK, MCFARLAND, CHARLES OWEN, ROBERT OWEN, RISER, SCHAMERHORN, SEABAUGH, AND WRIGHT

WEAPONS/HANDGUNS: Provides relative to the concealed carrying of firearms

| 1 | AN ACT |
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| 2 | To amend and reenact R.S. 40:1379.3(B) and to enact R.S. 14:95(M), relative to the illegal |
| 3 | carrying of weapons; to exempt certain persons from the crime of illegal carrying of |
| 4 | weapons; to provide relative to concealed handgun permits; to provide relative to the |
| 5 | authority of a person to carry a concealed handgun without a permit; and to provide |
| 6 | for related matters. |
| 7 | Be it enacted by the Legislature of Louisiana: |
| 8 | Section 1. R.S. 14:95(M) is hereby enacted to read as follows: |
| 9 | §95. Illegal carrying of weapons |
| 10 | * * * |
| 11 | <u>M.</u> The provisions of Paragraph $(A)(1)$ of this Section shall not apply to a |
| 12 | person if all of the following conditions are met: |
| 13 | (1) The person is twenty-one years of age or older. |
| 14 | (2) The person is not prohibited from possessing a firearm under R.S. |
| 15 | 14:95.1 or any other state or federal law. |
| 16 | Section 2. R.S. 40:1379.3(B) is hereby amended and reenacted to read as follows: |

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| 1 | §1379.3. Statewide permits for concealed handguns; application procedures; |
|----|--|
| 2 | definitions |
| 3 | * * * |
| 4 | B.(1) A concealed handgun permit shall be issued only to a Louisiana |
| 5 | resident who qualifies for a permit under the provisions of this Section. A concealed |
| 6 | handgun permit issued pursuant to the provisions of this Section shall grant authority |
| 7 | to a Louisiana resident to carry a concealed handgun on his person. |
| 8 | (2) A Louisiana resident shall be required to possess a valid concealed |
| 9 | handgun permit issued by the state of Louisiana pursuant to the provisions of this |
| 10 | Section in order to carry a concealed handgun in the state of Louisiana. |
| 11 | * * * |

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 37 Engrossed | 2022 Regular Session | McCormick |
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Abstract: Exempts certain persons from the crime of illegal carrying of weapons, and removes the requirement that a person possess a permit issued by the state in order to carry a concealed handgun.

<u>Present law</u> (R.S. 14:95) prohibits the carrying of a concealed firearm, provides for criminal penalties, and provides for certain exceptions to the offense.

<u>Proposed law</u> creates an exception to this prohibition for a person who is 21 years of age or older and who is not prohibited from possessing a firearm under any federal or state law.

<u>Present law</u> (R.S. 40:1379.3) provides that La. residents who meet certain eligibility requirements may apply for and be issued a concealed handgun permit authorizing the person to carry a concealed handgun on his person in the state. <u>Present law</u> requires the person to possess a valid concealed handgun permit issued by the state in order to carry a concealed handgun.

<u>Proposed law</u> removes the requirement that a person possess a permit issued by the state in order to carry a concealed handgun.

(Amends R.S. 40:1379.3(B); Adds R.S. 14:95(M))

Summary of Amendments Adopted by House

- The Committee Amendments Proposed by <u>House Committee on Administration of</u> <u>Criminal Justice</u> to the <u>original</u> bill:
- 1. Increase the minimum age a person must be to legally carry a weapon from 18 years of age to 21 years of age.