HLS 24RS-290 ENGROSSED

2024 Regular Session

HOUSE BILL NO. 67

BY REPRESENTATIVE DOMANGUE

WEAPONS/FIREARMS: Provides an exception to the crime of illegal carrying of weapons for certain persons

1 AN ACT

2 To amend and reenact R.S. 14:95(H)(1) and (K)(1) and (2), relative to the crime of illegal

3 carrying of weapons; to provide an exception to illegal carrying of weapons for

4 certain persons; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:95(H)(1) and (K)(1) and (2) are hereby amended and reenacted

7 to read as follows:

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8 §95. Illegal carrying of weapons

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H.(1) Except as provided in Paragraph (A)(4) of this Section and in Paragraph (2) of this Subsection, the provisions of this Section shall not prohibit active justices or judges of the supreme court, courts of appeal, district courts, parish courts, juvenile courts, family courts, city courts, federal courts domiciled in the state of Louisiana, and traffic courts; members of either house of the legislature; officers of either house of the legislature; the legislative auditor; designated investigative auditors; constables; coroners; designated coroner investigators; district attorneys and designated assistant district attorneys; United States attorneys and assistant United States attorneys and investigators; the governor; the lieutenant governor; the secretary of state; the treasurer; the commissioner of agriculture; the commissioner of insurance; the attorney general; designated assistant attorneys general; city

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prosecutors; designated assistant city prosecutors; a United States representative from Louisiana and his designated, employed congressional staffer; a United States senator from Louisiana and his designated, employed congressional staffer; and justices of the peace; parish presidents; and mayor-presidents from possessing and concealing a handgun on their person when such persons are qualified annually in the use of firearms by the Council on Peace Officer Standards and Training.

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K.(1) The provisions of this Section shall not prohibit a retired or former justice or judge of the supreme court, courts of appeal, district courts, parish courts, juvenile courts, family courts, city courts, federal courts; former governor; former lieutenant governor; former secretary of state; former treasurer; former commissioner of agriculture; former commissioner of insurance; retired or former attorney general; retired or former assistant attorneys general; retired or former district attorneys; retired or former assistant district attorneys; retired or former United States attorneys, retired or former assistant United States attorneys, or retired or former federal investigators; retired or former justices of the peace; retired or former members of the United States Congress; and former members of either house of the legislature from possessing and concealing a handgun on their person provided that such retired person or former member of the legislature is qualified annually, at their expense, in the use of firearms by the Council on Peace Officer Standards and Training and has on their person valid identification showing proof of their status as a former member of the legislature or as a retired justice, judge, attorney general, assistant attorney general, district attorney, assistant district attorney, United States attorney, or assistant United States attorney or federal investigator, or retired justice of the peace. For a former member of the legislature, the valid identification showing proof of status as a former legislator required by the provisions of this Paragraph shall be a legislative badge issued by the Louisiana Legislature that shall include the former member's name, the number of the district that the former member was elected to represent, the years that the former member served in the

1 legislature, and words that indicate the person's status as a former member of the 2 legislature. 3 (2) The retired or former justice, judge, governor, lieutenant governor, 4 secretary of state, treasurer, commissioner of agriculture, commissioner of insurance, attorney general, assistant attorney general, district attorney, assistant district 5 6 attorney, justice of the peace, or former member of the United States Congress or either house of the legislature shall be qualified annually in the use of firearms by the 7 8 Council on Peace Officer Standards and Training and have proof of qualification. 9 However, this 10 (3) This Subsection shall not apply to a retired or former justice, judge, 11 governor, lieutenant governor, secretary of state, treasurer, commissioner of 12 agriculture, commissioner of insurance, attorney general, assistant attorney general, district attorney, assistant district attorney, United States attorney, assistant United 13 14 States attorney or federal investigator, retired justice of the peace, or to a former 15 member of the legislature or the United States Congress who is medically retired 16 based upon any mental impairment, or who has entered a plea of guilty or nolo 17 contendere to or been found guilty of a felony offense. 18

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 67 Engrossed

2024 Regular Session

Domangue

Abstract: Provides an exception to the crime of illegal carrying of weapons for certain individuals.

<u>Present law</u> provides certain exceptions to the crime of illegal carrying of weapons when such persons are qualified annually in the use of firearms by P.O.S.T.

<u>Proposed law</u> retains <u>present law</u> and adds parish presidents, mayor-presidents, the governor, the lieutenant governor, the secretary of state, the treasurer, the commissioner of agriculture, and the commissioner of insurance to the list of certain persons who are not prohibited from possessing and concealing a handgun when the person is qualified annually by P.O.S.T.

<u>Proposed law</u> further adds a former governor, former lieutenant governor, former secretary of state, former treasurer, former commissioner of agriculture, and former commissioner of

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insurance to the list of certain persons who are not prohibited from possessing and concealing a handgun when the person is qualified annually by P.O.S.T.

(Amends R.S. 14:95(H)(1) and (K)(1) and (2))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by <u>House Committee on Administration of Criminal Justice</u> to the <u>engrossed</u> bill:

- 1. Make technical changes.
- 2. Add the following individuals who, whether in active or former service, are exempt from the crime of illegal carrying of weapons if qualified annually in the use of firearms by P.O.S.T.:
 - (a) The governor.
 - (b) The lieutenant governor.
 - (c) The secretary of state.
 - (d) The treasurer.
 - (e) The commissioner of agriculture.
 - (f) The commissioner of insurance.
- 3. Remove police jury presidents from the list of certain persons who are exempt from the crime of illegal carrying of weapons when qualified annually by P.O.S.T.