

ACT No. 484

2022 Regular Session

HOUSE BILL NO. 585

BY REPRESENTATIVE FREEMAN

1 AN ACT

2 To enact Code of Criminal Procedure Article 1005, relative to firearm data collection; to
3 provide for required reporting of aggregate firearm transfer data to the Louisiana
4 Commission on Law Enforcement and Administration of Criminal Justice; to provide
5 for the creation of a standardized form used to report aggregate data fields; to
6 provide for submission of forms; to provide for submission dates; to provide for
7 publication of data; to provide for a report; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. Code of Criminal Procedure Article 1005 is hereby enacted to read as
10 follows:

11 Art. 1005. Transfer of firearms; aggregate data collection and reporting

12 A.(1) The sheriff of each parish shall report on an annual basis to the
13 Louisiana Commission on Law Enforcement and Administration of Criminal Justice
14 the following aggregate data:

15 (a) The total number of civil orders to transfer firearms received by the
16 sheriff's office pursuant to Article 1002(C)(3).

17 (b) The total number of criminal orders to transfer firearms received by the
18 sheriff's office pursuant to Article 1002(C)(3).

19 (c) The total number of proof of transfer forms completed and retained by
20 the sheriff's office as required by Article 1002(D)(1).

21 (d) The total number of declarations of non-possession received by the
22 sheriff's office pursuant to Article 1002(E)(1).

1 (e) The number of firearm transfers completed as required by Article 1002
 2 including:
 3 (i) The total number of firearms transferred to the sheriff's office.
 4 (ii) The total number of firearms transferred to a third-party entity.
 5 (iii) The total number of firearms transferred to contracted storage.
 6 (iv) The total number of firearms transferred via legal sale.
 7 (f) The number of orders received from the court stating that firearms shall
 8 be returned to the transferor pursuant to Article 1003(D)(2).

9 (2) The sheriff shall submit a report to the Louisiana Commission on Law
 10 Enforcement and Administration of Criminal Justice regardless of whether the
 11 sheriff is able to complete a firearm transfer pursuant to Subparagraph (1) of this
 12 Paragraph.

13 B. Not later than January 1, 2023, the Louisiana Commission on Law
 14 Enforcement and Administration of Criminal Justice shall create and distribute a
 15 standardized form for use by the sheriff of each parish to use to report all aggregate
 16 data fields required by Paragraph A of this Article. The form shall not contain any
 17 identifying information of the person who possesses the firearm and shall only
 18 contain numerical data provided in Paragraph A of this Article.

19 C. The Louisiana Commission on Law Enforcement and Administration of
 20 Criminal Justice shall identify a single point of contact or web portal to which each
 21 sheriff shall submit the completed form created pursuant to Paragraph B of this
 22 Article.

23 D. The sheriff of each parish shall submit the completed form to the
 24 Louisiana Commission on Law Enforcement and Administration of Criminal Justice
 25 no later than January thirty-first of each calendar year. Each form shall contain the
 26 aggregate data for each of the items listed in Paragraph A of this Article for the prior
 27 calendar year.

28 E. The Louisiana Commission on Law Enforcement and Administration of
 29 Criminal Justice shall publish the data collected from the sheriff of each parish

1 pursuant to Paragraph D of this Article to the commission's public website by
2 February twenty-eighth of each calendar year.

3 F. The Louisiana Commission on Law Enforcement and Administration of
4 Criminal Justice shall submit a report containing the information received pursuant
5 to Paragraph D of this Article to the House Committee on Administration of
6 Criminal Justice and the Senate Committee on Judiciary C no later than March first
7 of each calendar year.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____