

CONFERENCE COMMITTEE REPORT

HB 140

2020 Regular Session

Miguez

June 1, 2020

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 140 by Representative Miguez, recommend the following concerning the Reengrossed bill:

- 1. That the set of Senate Floor Amendments by Senator Smith (#2247) be rejected.
- 2. That the following amendments be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 40:1379.3(N)(5) and 1796(A), relative to the regulation of firearms; to provide"

AMENDMENT NO. 2

On page 1, at the end of line 4, insert "to provide relative to the concealed carry of handguns and the regulation of firearms by political subdivisions in certain locations;"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 40:1796(A) is" to "R.S. 40:1379.3(N)(5) and 1796(A) are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"§1379.3. Statewide permits for concealed handguns; application procedures; definitions

\* \* \*

N. No concealed handgun may be carried into and no concealed handgun permit issued pursuant to this Section shall authorize or entitle a permittee to carry a concealed handgun in any of the following:

\* \* \*

(5) A municipal building or other public building or structure, only if the building or structure is utilized as the meeting place of the governing authority of a political subdivision.

\* \* \*"

Respectfully submitted,

\_\_\_\_\_  
Representative Blake Miguez

\_\_\_\_\_  
Senator Franklin J. Foil

\_\_\_\_\_  
Representative Edward C. "Ted" James, II

\_\_\_\_\_  
Senator Beth Mizell

\_\_\_\_\_  
Representative Neil Riser

\_\_\_\_\_  
Senator Gary L. Smith, Jr.

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)]

**CONFERENCE COMMITTEE REPORT DIGEST**

**HB 140**

**2020 Regular Session**

**Miguez**

**Keyword and oneliner of the instrument as it left the House**

WEAPONS: Provides relative to the regulation of firearms in certain locations

**Report rejects Senate amendments which would have:**

1. Added the following to the list of places into which a concealed handgun permit holder is not authorized nor entitled to carry a concealed handgun and in which the carrying of a concealed handgun is prohibited:
  - (a) Sporting events, concerts, festivals, or gatherings in which a paper or electronic ticket is required for admission.
  - (b) A building containing offices of the governing authority of a political subdivision.
  - (c) A building containing state offices.
2. Amended proposed law to authorize a political subdivision to enact an ordinance prohibiting the possession of a firearm in any location in which the carrying of a concealed handgun is prohibited and in which a concealed handgun permit holder is not authorized to carry a concealed handgun, and not just those locations that are commercial establishments or public buildings.

**Report amends the bill to:**

1. Specify that the locations into which no concealed handgun may be carried and the locations for which a political subdivision may adopt an ordinance prohibiting the possession of weapons or firearms include a municipal building or other public building or structure, only if the building or structure is utilized as the meeting place of the governing authority of a political subdivision.

**Digest of the bill as proposed by the Conference Committee**

Present law (R.S. 40:1796) limits a political subdivision's authority to enact certain ordinances or regulations involving firearms. In this regard, present law prohibits a governing authority of a political subdivision from enacting any ordinance or regulation that is more restrictive than state law concerning the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms, ammunition, or components of firearms or ammunition.

However, present law (R.S. 40:1796) further provides that this provision of present law does not apply to the authority of political subdivisions to prohibit the possession of a weapon or firearm in certain commercial establishments and public buildings.

Proposed law amends present law to provide that a political subdivision may only prohibit the possession of a weapon or firearm in the commercial establishments and public buildings enumerated in the present law (R.S. 40:1379.3(N)) list of places where a concealed handgun

permit holder is prohibited from carrying a concealed handgun, including but not limited to meeting places of a governing authority, and the state capitol building.

Proposed law amends the present law list of locations into which no concealed handgun may be carried and, pursuant to proposed law the locations for which a political subdivision may adopt an ordinance prohibiting the possession of weapons or firearms, to include a municipal building or other public building or structure, only if the building or structure is utilized as the meeting place of the governing authority of a political subdivision.

(Amends R.S. 40:1379.3(N)(5) and 1796(A))