





1           (2) A ~~permittee person~~ armed with a handgun in accordance with this  
2 Section or a person carrying a weapon pursuant to R.S. 14:95(M) shall notify any  
3 police officer who approaches the ~~permittee person~~ in an official manner or with an  
4 identified official purpose that he has a weapon on his person, submit to a pat down,  
5 and allow the officer to temporarily disarm him. Whenever a law enforcement  
6 officer is made aware that an individual is carrying a concealed handgun and the law  
7 enforcement officer has reasonable grounds to believe that the individual is under the  
8 influence of either alcohol or a controlled dangerous substance, the law enforcement  
9 officer may take temporary possession of the handgun and request submission of the  
10 individual to a department certified chemical test for determination of the chemical  
11 status of the individual. Whenever a law enforcement officer is made aware that an  
12 individual is behaving in a criminally negligent manner as defined under the  
13 provisions of this Section, or is negligent in the carrying of a concealed handgun as  
14 provided for in R.S. 40:1382, the law enforcement officer may seize the handgun,  
15 until adjudication by a judge, if the individual is issued a summons or arrested under  
16 the provisions of R.S. 40:1382. Failure by the ~~permittee person~~ to comply with the  
17 provisions of this Paragraph shall result in a six-month automatic suspension of the  
18 permit.

\* \* \*

20 §1379.3.3. Louisiana permitless carry

21 A. The Department of Public Safety and Corrections, office of state police  
22 shall provide a sixty-minute online concealed handgun education course at no cost  
23 to Louisiana residents.

24 B. The concealed handgun education course shall cover the following topics:

25 (1) Concealed handgun basics and nomenclature.

26 (2) Firearm free zones.

27 (3) Use of deadly force.

28 (4) Interactions with law enforcement officers.

1           C. The sixty-minute concealed handgun education course provided by this  
2           Subsection does not fulfill the requirements for obtaining a Concealed Handgun  
3           Permit under R.S. 40:1379.3.

4           D. State police shall maintain a database of all licensed handgun and firearm  
5           instructors available to the public in the event that a person wants to search for more  
6           handgun or firearm classes.

7           E. The Department of Public Safety and Corrections, office of state police  
8           shall promulgate rules and regulations in accordance with the Administrative  
9           Procedure Act to implement the provisions of this Section.

#### 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 596 Engrossed

2021 Regular Session

Fontenot

**Abstract:** Exempts certain persons from the crime of illegal carrying of weapons, removes the requirement that a La. resident possess a permit issued by the state of La. in order to carry a concealed handgun in the state of La., requires state police to provide a 60-minute course at no cost to La. residents, requires state police to maintain and make available to the public a database of all licensed firearm and handgun instructors.

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

Proposed law 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.

Present law (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 of La.

Present law requires the person to possess a valid concealed handgun permit issued by the state of La. in order to carry a concealed handgun in the state of La.

Proposed law removes present law requirement that a resident of La. possess a permit issued by the state of La. in order to carry a concealed handgun in the state of La.

Proposed law provides that an individual who meets the qualifications of R.S. 14:95(M) shall not be required to possess a valid concealed handgun permit issued by the state of Louisiana.

Proposed law specifies that proposed law shall not affect present law reciprocity requirements.

Present law provides that no individual with a concealed handgun permit may carry and conceal while under the influence of alcohol or a controlled dangerous substance.

Present law further provides that a person with a concealed handgun permit shall notify the officer, when approached in an official manner or with an identified official purpose, that he has a weapon on his person, submit to a pat down, and allow the officer to temporarily disarm him.

Proposed law retains present law and includes individuals carrying a concealed handgun pursuant to proposed law.

Proposed law requires state police to provide a 60-minute online concealed handgun education course at no cost to Louisiana residents to include the following topics:

- (1) Concealed handgun basics and nomenclature.
- (2) Firearm free zones.
- (3) Use of deadly force.
- (4) Interactions with law enforcement officers.

Proposed law further requires state police to maintain a database of all licensed handgun and firearm instructors to be made available to the public.

(Amends R.S. 40:1379.3(B)(2) and (I)(1) and (2); Adds R.S. 14:95(M) and R.S. 40:1379.3.3)

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Make technical changes to the citations.
2. Expand the list of provisions that prohibit a person from possessing a firearm.
3. Specify that a La. resident who meets proposed law qualifications shall not be required to possess a permit and further specify that proposed law provisions shall not affect present law reciprocity requirements.
4. Specify that no individual carrying a concealed handgun pursuant to proposed law may carry while under the influence of alcohol or a controlled dangerous substance.
5. Specify that a person carrying a concealed handgun pursuant to proposed law shall notify the police officer that he has a weapon on his person, shall submit to a pat down, and shall allow the officer to temporarily disarm him.
6. Require state police to provide a 60-minute online concealed handgun education course.
7. Require state police to maintain a database of all licensed handgun and firearm instructors to be made available to the public.