

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 81 By Senator Martiny

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

WEAPONS. Clarifies restrictions on possession of concealed handguns in or near school properties, functions, or activities. (8/15/10)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Deletes proposed law which changes present law qualification from a crime punishable by imprisonment for a term of one year or more to a felony offense punishable by imprisonment for a term of greater than one year.
2. Attempts to amend present law to provide that a person who has been convicted of 18 USC 491(a) [tokens or paper used as money] shall be permitted to qualify for a concealed handgun permit if a period of 15 or more years has elapsed between the date of application and the successful completion or service of any sentence, deferred adjudication, or period of probation or parole.

This amendment is defective because it attempts to amend language no longer in the instrument.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Martiny (SB 81)

Present law makes it unlawful for a student or non-student to carry a firearm or dangerous weapon on school property, at a school sponsored function, or in a firearm-free zone. Defines such unlawful activity as the possession of a firearm or dangerous weapon on one's person while on the school campus, on school transportation, or at any school sponsored function in a specific designated area, including athletic competitions, dances, parties, or extracurricular activities or within 1,000 feet of a school campus. Proposed law retains this provision.

Present law provides an exception for possession of a firearm within 1,000 feet of school property if the possession is entirely on private property or entirely within a private residence or if possessed pursuant to a concealed handgun permit issued by the superintendent of state police to a person holding a special officer's commission from the division of state police.

Proposed law retains this exception but adds to the exception those handguns possessed by a person holding a statewide permit for a concealed handgun.

Present law prohibits carrying a concealed handgun in any school or "firearm-free zone" and that no statewide permit for a concealed handgun authorizes or entitles the permittee to carry a concealed handgun in any school or "firearm-free zone".

Proposed law retains this prohibition but changes "in any school or 'firearm-free zone'" to "in any school, school campus, or school bus".

Effective August 15, 2010.

(Amends R.S. 14:95.2(C)(4) and R.S. 40:1379.3 (N)(11))

Thomas L. Tyler
Deputy Chief of Staff