

2024 Regular Session

HOUSE BILL NO. 128

BY REPRESENTATIVE FONTENOT

WEAPONS/FIREARMS: Provides relative to possession of a firearm by a felon

1 AN ACT

2 To amend and reenact R.S. 14:95.1(B), relative to possession of a firearm or carrying of a  
3 concealed weapon by a felon; to provide for penalties; and to provide for related  
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:95.1(B) is hereby amended and reenacted to read as follows:

7 §95.1. Possession of firearm or carrying concealed weapon by a person convicted  
8 of certain felonies

9 \* \* \*

10 B.(1) Whoever is found guilty of violating the provisions of this Section  
11 shall be imprisoned at hard labor for not less than five nor more than twenty years  
12 without the benefit of probation, parole, or suspension of sentence and be fined not  
13 less than one thousand dollars nor more than five thousand dollars.

14 (2) Notwithstanding the provisions of R.S. 14:27, whoever is found guilty  
15 of attempting to violate the provisions of this Section shall be imprisoned at hard  
16 labor for not more than seven and one-half years and fined not less than five hundred  
17 dollars nor more than two thousand five hundred dollars.

18 (3) If the offender is found guilty of violating the provisions of this Section  
19 while on probation or parole, the sentence imposed pursuant to this Subsection shall  
20 be served consecutively with the remaining balance of any sentence to be served for

1        a prior conviction for any offense in accordance with Code of Criminal Procedure

2        Article 901.

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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)]

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HB 128 Engrossed

2024 Regular Session

Fontenot

**Abstract:** Provides relative to the penalties for the crime of possession of a firearm or carrying of a concealed weapon by a felon.

Present law (R.S. 14:95.1) provides for the crime of possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies and provides for penalties.

Proposed law retains present law.

Proposed law provides that if the offender is found guilty of violating the provisions of present law while on probation or parole, the sentence imposed pursuant to present law shall be served consecutively with the remaining balance of any sentence to be served for a prior conviction for any offense in accordance with present law (C.Cr.P. Art. 901).

(Amends R.S. 14:95.1(B))

Summary of Amendments Adopted by House

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

1. Restore the present law five-year minimum term of imprisonment.