2023 Regular Session

HOUSE BILL NO. 464

## BY REPRESENTATIVE FONTENOT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana. 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 ten nor more than twenty
12	years without the benefit of probation, parole, or suspension of sentence and be fined
13	not 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 offer	nse in	accorda	ance with	Code of	Criminal	Procedure
2	Article 901.						
3	*	:	*	*			

## 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 464 Original2023 Regular SessionFontenot

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

<u>Present law</u> (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.

Proposed law retains present law.

<u>Present law</u> further provides for a term of imprisonment at hard labor for not less than five nor more than 20 years without the benefit of probation, parole, or suspension of sentence and a fine of not less than \$1,000 nor more than \$5,000 for anyone who violates the provisions of present law.

Proposed law increases the minimum term of imprisonment from five years to 10 years.

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

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