

2024 Regular Session

SENATE BILL NO. 132

BY SENATOR MILLER

CRIME/PUNISHMENT. Provides relative to the crimes of illegal carrying of a firearm and reckless discharge of a firearm at a parade. (8/1/24)

1 AN ACT  
2 To amend and reenact R.S. 14:95.2.1(A) and 95.2.2(C)(2), relative to offenses affecting the  
3 public; to provide relative to the crimes of illegal carrying of a firearm at a parade  
4 and reckless discharge of a firearm at a parade; to provide relative to penalties; to  
5 provide relative to exceptions; and to provide for related matters.  
6 Be it enacted by the Legislature of Louisiana:  
7 Section 1. R.S. 14:95.2.1(A) and 95.2.2(C)(2) are hereby amended and reenacted to  
8 read as follows:  
9 §95.2.1. Illegal carrying of a firearm at a parade with any firearm used in the  
10 commission of a crime of violence  
11 A.(1) Whoever commits the crime of illegal carrying of weapons pursuant to  
12 R.S. 14:95 with any firearm used in the commission of a crime of violence as defined  
13 in R.S. 14:2(B), within one thousand feet of any parade or demonstration for which  
14 a permit is issued by a governmental entity, shall be fined not more than two  
15 thousand dollars, or imprisoned, with or without hard labor, for not less than one  
16 year nor more than five years, or both. **The entire sentence of imprisonment, not**  
17 **to exceed the first three years for sentences greater than three years, shall be**

1 **served without benefit of parole, probation, or suspension of sentence.**

2 (2) Any sentence issued pursuant to the provisions of this Subsection and any  
3 sentence issued pursuant to a violation of a crime of violence as defined in R.S.  
4 14:2(B) shall be served consecutively.

5 \* \* \*

6 §95.2.2. Reckless discharge of a firearm at a parade or demonstration

7 \* \* \*

8 C. The provisions of this Section shall not apply to:

9 \* \* \*

10 (2) The possession of a firearm occurring within one thousand feet of a public  
11 gathering entirely within a private residence or in accordance with a concealed  
12 handgun permit issued pursuant to R.S. 40:1379.1 **and 1379.3.**

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Alden A. Clement Jr.

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DIGEST

SB 132 Engrossed

2024 Regular Session

Miller

Present law defines and provides relative to the crime of illegal carrying of a firearm at a parade. Present law provides that whoever commits the crime of illegal carrying of a firearm at a parade with a firearm used in the commission of a crime of violence within 1,000 feet of any parade or demonstration for which a permit is issued by a governmental entity will be fined up to \$2,000 or imprisoned, with or without hard labor, for between one year and five years, or both.

Proposed law requires that up to the first three years of any sentence of imprisonment be served without benefit of parole, probation, or suspension of sentence, and otherwise retains present law.

Present law defines reckless discharge of a firearm at a parade or demonstration as the reckless or criminally negligent discharge of a firearm within 1,000 feet of any parade, demonstration, or gathering for which a permit is issued by a governmental entity.

Present law provides an exception for possession of a firearm within 1,000 feet of a public gathering but entirely within a private residence, or in accordance with a concealed handgun permit issued pursuant to present law relative to a special officer's commission from state police.

Proposed law retains present law and adds an exception for a concealed handgun permit issued pursuant to present law relative to the issuance of concealed handgun permits generally.

Effective August 1, 2024.

(Amends R.S. 14:95.2.1(A) and 95.2.2(C)(2))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the original bill

1. Change mandatory minimum sentence for illegally carrying a firearm at a parade from one year to three years.
2. Add exception to the crime of reckless discharge of a firearm at a parade for concealed handgun permits issued pursuant to present law relative to the issuance of concealed handgun permits generally.