Regular Session, 2011

HOUSE BILL NO. 489

BY REPRESENTATIVE SEABAUGH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

WEAPONS/FIREARMS: Amends provisions of law regarding concealed handgun permits

AN ACT

To amend and reenact R.S. 40:1379.3(C)(3) and to enact R.S. 40:1379.3(T)(6), relative to concealed handgun permits; to authorize the use of out-of-state permits for residents who have recently obtained residence in Louisiana; to provide for time limitations; to provide for applicability; to remove requirement that a person be a resident of Louisiana for six months prior to applying for a concealed handgun permit in order to be eligible for the permit; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1379.3(C)(3) is hereby amended and reenacted and R.S. 40:1379.3(T)(6) is hereby enacted to read as follows:

§1379.3. Statewide permits for concealed handguns; application procedures; definitions

* * *

C. To qualify for a concealed handgun permit, a Louisiana resident shall:

* * *

(3) Be a resident of the state ~~and have been a resident for six months or longer immediately preceding the filing of the application~~.

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(6) Notwithstanding Paragraph (4) of this Subsection, a person who has newly obtained residency in Louisiana, who is twenty-one years of age or older, and

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who possesses a valid out-of-state permit from a jurisdiction recognized pursuant to the provisions of this Subsection may lawfully carry a handgun under such permit, provided that the person also carries a date-stamped copy of an application for a permit issued pursuant to the provisions of this Section or a dated receipt for the same. The provisions of this Paragraph shall not apply if the application has been denied, if the person has received the permit for which the person has applied under this Section, or more than forty-five days have elapsed from the date on the date-stamped receipt or application.

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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)]

Seabaugh HB No. 489

Abstract: Amends provisions of concealed handgun permits to authorize new residents to use their out-of-state permit for 45 days.

Present law provides for the issuance of concealed handgun permits.

Present law provides that a person has to be a resident of the state for six months or longer to be eligible for a concealed handgun.

Proposed law removes the six-month residency requirement.

Present law provides that a current and valid concealed handgun permit issued by another state to an individual having attained the age of 21 years shall be deemed to be valid for the out-of-state permit holder to carry a concealed weapon within this state if a current and valid concealed handgun permit issued by Louisiana is valid in those states. An out-of-state permit holder carrying a concealed handgun is bound by the laws of this state regarding carrying a concealed handgun.

Proposed law retains present law and further provides that a person who has newly obtained residency in Louisiana, who is 21 years of age or older, and who possesses a valid out-of-state permit from a jurisdiction recognized by Louisiana may lawfully carry a handgun under such permit, provided that the person also carries a date-stamped copy of an application for a permit or a dated receipt for the same.

Provides that proposed law shall not apply if the application has been denied, if the person has received the permit for which the person has applied pursuant to present law, or more than 45 days have elapsed from the date on the date-stamped receipt or application.

(Amends R.S. 40:1379.3(C)(3); Adds R.S. 40:1379.3(T)(6))

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