

Regular Session, 2012

HOUSE BILL NO. 4

BY REPRESENTATIVE LOPINTO

WEAPONS/FIREARMS: Increases criminal penalties for possession of or dealing in firearms with obliterated serial numbers

1 AN ACT

2 To amend and reenact R.S. 14:95.7(C), relative to the crime of possession or dealing in
3 firearms with obliterated identification marks or serial numbers; to provide for
4 increased penalties; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:95.7(C) is hereby amended and reenacted to read as follows:

7 §95.7. Possession of or dealing in firearms with obliterated ~~number~~ numbers or
8 ~~mark~~ marks

9 * * *

10 C. Whoever violates the provisions of this Section shall be fined not more
11 than one thousand dollars and ~~may be imprisoned for not more than six months.~~
12 imprisoned as follows:

13 (1) For a first offense, the penalty shall be imprisonment, with or without
14 hard labor, for not less than one year nor more than five years.

15 (2) For a second or subsequent offense, the penalty shall be imprisonment,
16 with or without hard labor, for not less than two years nor more than ten years.

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)]

Lopinto

HB No. 4

Abstract: Provides for increased penalties for possession, buying, selling, or transporting firearms with obliterated serial numbers or marks of identification.

Present law provides that no person shall intentionally receive, possess, carry, conceal, buy, sell, or transport any firearm from which the serial number or mark of identification has been obliterated.

Present law provides penalties including a fine of not more than \$1,000 and imprisonment for not more than six months.

Proposed law retains the monetary fine in present law and increases the term of imprisonment as follows:

- (1) First offense - Imprisonment, with or without hard labor, for not less than one year nor more than five years.
- (2) Second or subsequent offense - Imprisonment, with or without hard labor, for not less than two years nor more than 10 years.

(Amends R.S. 14:95.7(C))