

Regular Session, 2014

HOUSE BILL NO. 494

BY REPRESENTATIVE IVEY

WEAPONS/FIREARMS: (Constitutional Amendment) Provides that the right to keep and bear arms includes the right to carry a concealed handgun without a permit or license

1 A JOINT RESOLUTION

2 Proposing to amend Article I, Section 11 of the Constitution of Louisiana, to provide that
3 the right to keep and bear arms includes the right to carry a concealed handgun
4 without a permit or license; to provide for applicability; and to provide for
5 submission of the proposed amendment to the electors; and to provide for related
6 matters.

7 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
8 elected to each house concurring, that there shall be submitted to the electors of the state of
9 Louisiana, for their approval or rejection in the manner provided by law, a proposal to
10 amend Article I, Section 11 of the Constitution of Louisiana, to read as follows:

11 §11. Right to Keep and Bear Arms

12 Section 11. The right of each citizen to keep and bear arms is fundamental
13 and shall not be infringed. Any restriction on this right shall be subject to strict
14 scrutiny. The right of each citizen to keep and bear arms includes the right to
15 possess a concealed handgun without the necessity of obtaining a permit or license,
16 unless the person is prohibited from possessing a firearm under the laws of Louisiana
17 or the laws of the United States.

18 Section 2. Be it further resolved that this proposed amendment shall be submitted
19 to the electors of the state of Louisiana at the statewide election to be held on November 4,
20 2014.

1 Section 3. Be it further resolved that on the official ballot to be used at the election,
2 there shall be printed a proposition, upon which the electors of the state shall be permitted
3 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
4 follows:

5 Do you support an amendment to provide that the right to keep and bear arms
6 includes the right to carry a concealed handgun without the necessity of
7 obtaining a permit or license, unless the person is prohibited from possessing
8 a firearm under the laws of Louisiana or the laws of the United States?
9 (Amends Article I, Section 11)

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)]

Ivey

HB No. 494

Abstract: Provides that the La. Constitution allows citizens to carry concealed firearms without a permit or license unless otherwise prohibited by law.

Present constitution provides that the right of each citizen to keep and bear arms is fundamental and shall not be infringed. Present constitution further provides that any restriction of this right shall be subject to a standard of strict scrutiny by a court in determining its constitutionality.

Proposed constitutional amendment retains these provisions of the present constitution and further provides that the right to keep and bear arms includes the right to possess a concealed handgun without any form of permit or license, unless the person is prohibited from possessing a firearm under the laws of La. or the laws of the U.S.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 4, 2014.

(Amends Const. Art. I, §11)