

2016 Regular Session

HOUSE BILL NO. 140

BY REPRESENTATIVE HOWARD

WEAPONS/FIREARMS: Adds current and retired attorney generals to list of officials who can carry concealed weapons

1 AN ACT

2 To amend and reenact R.S. 14:95(H)(1) and (K), relative to the carrying of concealed
3 weapons; to provide relative to the crime of illegal carrying of weapons; to provide
4 for exceptions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:95(H)(1) and (K) are hereby amended and reenacted to read as
7 follows:

8 §95. Illegal carrying of weapons

9 * * *

10 H.(1) Except as provided in Paragraph (A)(5) of this Section and in
11 Paragraph (2) of this Subsection, the provisions of this Section shall not prohibit
12 active justices or judges of the supreme court, courts of appeal, district courts, parish
13 courts, juvenile courts, family courts, city courts, federal courts domiciled in the state
14 of Louisiana, and traffic courts, members of either house of the legislature, officers
15 of either house of the legislature, the legislative auditor, designated investigative
16 auditors, constables, coroners, designated coroner investigators, district attorneys and
17 designated assistant district attorneys, United States attorneys and assistant United
18 States attorneys and investigators, the attorney general, and justices of the peace
19 from possessing and concealing a handgun on their person when ~~the justice or judge,~~
20 ~~legislator or officer of the legislature, legislative auditor, designated investigative~~

~~auditor, constable, coroner, designated coroner investigators, district attorneys and~~
~~designated assistant district attorneys, United States attorneys and assistant United~~
~~States attorneys and investigators, or justices of the peace~~ such persons are qualified
annually in the use of firearms by the Peace Officer Standards and Training Council.

5 * *

K.(1) The provisions of this Section shall not prohibit a retired justice or judge of the supreme court, courts of appeal, district courts, parish courts, juvenile courts, family courts, city courts, retired attorney general, retired district attorneys, and retired assistant district attorneys, from possessing and concealing a handgun on their person provided that such retired ~~justice, judge, district attorney, or assistant district attorney~~ person is qualified annually in the use of firearms by the Council on Peace Officer Standards and Training and has on their person valid identification showing proof of their status as a retired justice, judge, attorney general, district attorney, or assistant district attorney.

(2) The retired justice, judge, attorney general, district attorney, or assistant district attorney shall be qualified annually in the use of firearms by the Council on Peace Officer Standards and Training and have proof of qualification. However, this Subsection shall not apply to a retired justice, judge, attorney general, district attorney, or assistant district attorney who is medically retired based upon any mental impairment, or who has entered a plea of guilty or nolo contendere to or been found guilty of a felony offense. For the purposes of this Subsection, "retired district attorney" or "retired assistant district attorney" shall mean a district attorney or an assistant district attorney receiving retirement benefits from the District Attorneys' Retirement System.

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 140 Original

2016 Regular Session

Howard

Abstract: Provides relative to individuals who can lawfully carry concealed weapons.

Present law provides for the crime of illegal carrying of weapons and identifies certain active and retired public officials who can lawfully carry concealed weapons.

Proposed law retains present law but adds the current attorney general and retired attorney generals to the list of those who can lawfully carry concealed weapons.

(Amends R.S. 14:95(H)(1) and (K))