

2016 Regular Session

HOUSE BILL NO. 319

BY REPRESENTATIVE IVEY

WEAPONS/FIREARMS: Provides definition of a "concealed" weapon

1 AN ACT

2 To amend and reenact R.S. 40:1379.3(J) and to enact R.S. 14:95(L), relative to concealed
3 weapons; to provide definitions; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:95(L) is hereby enacted to read as follows:

6 §95. Illegal carrying of weapons

7 * * *

8 L. For the purposes of this Section, "concealed" means a loaded firearm or
9 dangerous weapon intentionally carried in a manner as to not be visible or
10 discernible by the ordinary observation of a passerby.

11 Section 2. R.S. 40:1379.3(J) is hereby amended and reenacted to read as follows:

12 §1379.3. Statewide permits for concealed handguns; application procedures;
13 definitions

14 * * *

15 J. For the purposes of this Section, the following terms shall have the
16 meanings ascribed herein:

17 (1) "Concealed" means a loaded firearm or dangerous weapon intentionally
18 carried in a manner as to not be visible or discernible by the ordinary observation of
19 a passerby.

20 (2) "Crime of violence" means a crime as defined in R.S. 14:2(B).

(2)(3) "Criminal negligence" means there exists such disregard of the interest of others that the license holder's conduct amounts to a gross deviation below the standard of care expected to be maintained by a reasonably careful man under like circumstances.

(3)(4) "Handgun" means a type of firearm commonly referred to as a pistol or revolver originally designed to be fired by the use of a single hand and which is designed to fire or is capable of firing fixed cartridge ammunition. The term "handgun" shall not include shotguns or rifles that have been altered by having their stocks or barrels cut or shortened.

(4)(5) "Resident" means a person who is legally domiciled in Louisiana. An individual shall prove legal domicile by providing a copy of a valid Louisiana driver's license or an official Louisiana identification card. Notwithstanding anything in this Section to the contrary, a person who maintains a dwelling in this state but is residing elsewhere as a member of the United States military or as a student is still considered to be a resident for the purposes of this Section.

* * *

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 319 Original

2016 Regular Session

Ivey

Abstract: Provides a definition of "concealed" weapons, applicable to the crime of illegal carrying of weapons and the concealed handgun permit laws.

Present law provides for the crime of illegal carrying of weapons and for the issuance of concealed handgun permits.

Proposed law retains the provisions of present law and provides for a definition of "concealed".

Proposed law defines "concealed" as a loaded firearm or dangerous weapon intentionally carried in a manner as to not be visible or discernible by the ordinary observation of a passerby.

(Amends R.S. 40:1379.3(J); Adds R.S. 14:95(L))