

Regular Session, 2010

HOUSE BILL NO. 1260

BY REPRESENTATIVE HAZEL

WEAPONS/FIREARMS: Provides with respect to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies

1 AN ACT

2 To amend and reenact R.S. 14:95.1(C), relative to the possession of a firearm or carrying a
3 concealed weapon by a person convicted of certain felonies; to remove the
4 authorization for law enforcement to issue permits allowing certain felons to possess
5 firearms or carry concealed weapons; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:95.1(C) is hereby amended and reenacted to read as follows:

8 §95.1. Possession of firearm or carrying concealed weapon by a person convicted
9 of certain felonies

10 * * *

11 ~~C. Except as otherwise specifically provided, this Section shall not apply to~~
12 ~~the following cases:~~

13 ~~(1) The provisions of this Section prohibiting the possession of firearms and~~
14 ~~carrying concealed weapons by persons who have been convicted of certain felonies~~
15 ~~shall not apply to any person who has not been convicted of any felony for a period~~
16 ~~of ten years from the date of completion of sentence, probation, parole, or suspension~~
17 ~~of sentence.~~

18 ~~(2) Upon completion of sentence, probation, parole, or suspension of~~
19 ~~sentence the convicted felon shall have the right to apply to the sheriff of the parish~~
20 ~~in which he resides, or in the case of Orleans Parish the superintendent of police, for~~

1 a permit to possess firearms. The felon shall be entitled to possess the firearm upon
2 the issuing of the permit.

3 (3) ~~The sheriff or superintendent of police, as the case may be, shall~~
4 ~~immediately notify the Department of Public Safety, in writing, of the issuance of~~
5 ~~each permit granted under this Section.~~

6 * * *

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)]

Hazel

HB No. 1260

Abstract: Removes the authority of law enforcement to issue a permit allowing persons convicted of certain felonies to possess a firearm or carry a concealed weapon.

Present law prohibits persons convicted of certain felony offenses from possessing firearms or carrying concealed weapons.

Present law further provides for the following exceptions to the prohibition:

- (1) Any person who has not been convicted of any felony for a period of 10 years from the date of completion of sentence, probation, parole, or suspension of sentence.
- (2) Upon completion of sentence, probation, parole, or suspension of sentence, the convicted felon shall have the right to apply to the sheriff of the parish in which he resides, or in the case of Orleans Parish the superintendent of police, for a permit to possess firearms. The felon shall be entitled to possess the firearm upon the issuing of the permit.
- (3) The sheriff or superintendent of police, as the case may be, shall immediately notify DPS&C, in writing, of the issuance of each permit granted.

Proposed law removes the authorization for law enforcement agencies to issue permits as provided for in paragraphs (2) and (3) above and otherwise retains present law.

(Amends R.S. 14:95.1(C))

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

- 1. Removed authority for the superintendent of police from Orleans Parish to issue permits to persons convicted of certain felony offenses to possess firearms.