

Regular Session, 2012
HOUSE BILL NO. 222
BY REPRESENTATIVE WESLEY BISHOP

ACT No. 383

1 AN ACT

2 To amend and reenact R.S. 14:95(F), relative to illegal carrying of weapons; to provide with
3 respect to prior offenses; to authorize the use of convictions of ordinances as
4 predicate offenses for the purpose of increased penalties; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:95(F) is hereby amended and reenacted to read as follows:

8 §95. Illegal carrying of weapons

9 * * *

10 F.(1) For purposes of determining whether a defendant has a prior conviction
11 for a violation of this Section, a conviction pursuant to this Section or a conviction
12 pursuant to an ordinance of a local governmental subdivision of this state which
13 contains the elements provided for in Subsection A of this Section shall constitute
14 a prior conviction.

15 (2) The enhanced penalty upon second, third, and subsequent convictions
16 shall not be applicable in cases where more than five years have elapsed since the
17 expiration of the maximum sentence, or sentences, of the previous conviction or
18 convictions, and the time of the commission of the last offense for which he has been
19 convicted; the sentence to be imposed in such event shall be the same as may be
20 imposed upon a first conviction.

1 (3) Any ordinance that prohibits the unlawful carrying of firearms enacted
2 by a municipality, town, or similar political subdivision or governing authority of
3 this state shall be subject to the provisions of R.S. 40:1796.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____