

Regular Session, 2010

# ACT No. 820

HOUSE BILL NO. 562

BY REPRESENTATIVE BALDONE AND SENATOR GUILLORY

1 AN ACT

2 To amend and reenact R.S. 14:34.6, relative to the crime of disarming a peace officer; to  
3 provide for the elements of the crime of disarming a peace officer; to provide for  
4 definitions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:34.6 is hereby amended and reenacted and to read as follows:

7 §34.6. Disarming of a peace officer

8 A.~~(1)~~ Disarming of a peace officer is committed when an offender, through  
9 use of force or threat of force, and without the consent of the peace officer, takes  
10 possession of ~~a firearm~~ any law enforcement equipment from the person of a peace  
11 officer or from an area within the peace officer's immediate control, when the  
12 offender has reasonable grounds to believe that the victim is a peace officer acting  
13 in the performance of his duty.

14 ~~(2)~~ B. For purposes of this Section:

15 (1) "Law enforcement equipment" shall include any firearms, weapons,  
16 restraints, ballistics shields, forced entry tools, defense technology equipment, self-  
17 defense batons, self-defense sprays, chemical weapons, or electro shock weapons  
18 issued to a peace officer and used in the course and scope of his law enforcement  
19 duties.

20 (2) "Peace officer" shall include commissioned police officers, sheriffs,  
21 deputy sheriffs, marshals, deputy marshals, correctional officers, constables, wildlife  
22 enforcement agents, park wardens, livestock brand inspectors, forestry officers, and  
23 probation and parole officers.

1                    ~~B. C.~~ Whoever commits the crime of disarming of a peace officer shall be  
2                    imprisoned at hard labor for not more than five years.

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_