

Regular Session, 2010

HOUSE BILL NO. 68

BY REPRESENTATIVE HENRY BURNS

WEAPONS/HANDGUNS: Provides with respect to concealed handgun permits

1 AN ACT

2 To amend and reenact R.S. 40:1379.3(H)(2) and (N)(8) and to enact R.S. 40:1379.3(U),
3 relative to concealed handgun permits; to provide for the adoption of rules and fees;
4 to authorize certain religious organizations to allow concealed handguns to be carried
5 in places of worship pursuant to a valid concealed handgun permit; to provide for
6 exceptions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:1379.3(H)(2) and (N)(8) are hereby amended and reenacted and
9 R.S. 40:1379.3(U) is hereby enacted to read as follows:

10 §1379.3. Statewide permits for concealed handguns; application procedures;
11 definitions

12 * * *

13 H.(1)

14 * * *

15 (2) The deputy secretary of public safety services of the Department of
16 Public Safety and Corrections shall issue timely and without delay the concealed
17 handgun permit to all qualified applicants, which permit shall be for a term of four
18 years and which shall be valid in all parishes statewide. The division ~~shall~~ may
19 promulgate rules for the purpose of providing for permits and fees for fewer than
20 four years to the applicants requesting a shorter time period. Fees shall be reduced

1 proportionately for terms of fewer than four years. The permit shall be retained by
2 the permittee who shall immediately produce it upon the request of any law
3 enforcement officer.

4 * * *

5 N. No concealed handgun may be carried into and no concealed handgun
6 permit issued pursuant to this Section shall authorize or entitle a permittee to carry
7 a concealed handgun in any of the following:

8 * * *

9 (8) Any church, synagogue, mosque, or other similar place of worship,
10 except as provided for in Subsection U of this Section.

11 * * *

12 U.(1) The entity which owns or has authority over a church, synagogue, or
13 mosque shall have the authority to authorize any person issued a valid concealed
14 handgun permit as authorized by the provisions of this Section to carry a concealed
15 handgun in the church, synagogue, or mosque.

16 (2) The provisions of this Subsection shall not be construed to limit or
17 prohibit any church, synagogue, or mosque from employing armed security guards
18 who are either certified law enforcement officers or who are authorized to carry
19 concealed handguns pursuant to the provisions of this Section.

20 (3) If the church, synagogue, or mosque authorizes the carrying of concealed
21 handguns as authorized by the provisions of this Subsection, the pastor, priest,
22 minister, or other authority of the church, synagogue, or mosque shall inform the
23 congregation of the authorization.

24 (4) The provisions of this Section shall not be construed to authorize the
25 carrying of a concealed handgun in a church, synagogue, or mosque located on the
26 property of any school or school property, which would otherwise be prohibited by
27 the provisions of R.S. 14:95.2.

28 (5) Any church, synagogue, or mosque authorizing the carrying of concealed
29 handguns pursuant to the provisions of this Subsection, shall require an additional

- 1 eight hour tactical training for those persons wishing to carry concealed handguns
 2 in the church, synagogue, or mosque. The training shall be conducted annually.

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)]

Henry Burns

HB No. 68

Abstract: Authorizes DPS&C to promulgate rules to provide for concealed handgun permits for fewer than four years and authorizes religious organizations to authorize carrying a concealed handgun in places of worship.

Present law provides for the mandatory adoption of rules and fees for permits fewer than four years.

Proposed law changes present law and makes the adoption of rules and fees permissive.

Present law provides criteria for the issuance of concealed handgun permits and the carrying of concealed handguns.

Present law prohibits carrying a concealed handgun in any church, synagogue, mosque, or other similar place of worship.

Proposed law changes present law to create an exception if the entity which owns or has authority over a church, synagogue, or mosque has authorized any person issued a valid concealed handgun permit to carry a concealed handgun in such place of worship.

Proposed law further provides that proposed law shall not be construed to limit or prohibit any church, synagogue, mosque, or other similar place of worship from employing armed security guards who are either certified law enforcement officers or who are authorized to carry concealed handguns.

Proposed law requires the pastor, priest, minister, or other church authority to inform the congregation when he has authorized the carrying of concealed handguns.

Proposed law provides that any church, synagogue, or mosque authorizing the carrying of concealed handguns shall require an additional eight-hour tactical training for those persons wishing to carry concealed handguns in the church, synagogue, or mosque. Requires the training to be conducted annually.

Proposed law provides that proposed law shall not be construed to authorize the carrying of a concealed handgun in a church, synagogue, or mosque located on the property of any school or school property.

(Amends R.S. 40:1379.3(H)(2) and (N)(8); Adds R.S. 40:1379.3(U))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Removed provision which would have increased the period of time in which a concealed handgun permit is valid.

2. Added that the adoption of rules and fees for permits valid for a period less than four years was permissive and not mandatory.
3. Added requirement that the church authority shall inform the congregation when it has authorized the carrying of concealed handguns in the place of worship.

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Added that any church, synagogue, or mosque authorizing the carrying of concealed handguns shall require an additional eight-hour tactical training for those persons wishing to carry concealed handguns in the church, synagogue, or mosque.
2. Removed language regarding other places of worship.
3. Added exemption for churches, synagogues, or mosques located on school campuses.