

Regular Session, 2010

SENATE BILL NO. 174

BY SENATORS SMITH AND SHAW

WEAPONS. Provides for training course requirements for a concealed weapons permit for combat veterans. (8/15/10)

1 AN ACT

2 To enact R.S. 40:1379.3(D)(1)(i), relative to statewide permits for concealed handguns; to
3 reduce training requirements on combat veterans; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 40:1379.3(D)(1)(i) is hereby enacted to read as follows:

6 §1379.3. Statewide permits for concealed handguns; application procedures;
7 definitions

8 * * *

9 D.(1) In addition to the requirements of Subsection C of this Section, an
10 applicant shall demonstrate competence with a handgun by any one of the following:

11 * * *

12 **(i) For personnel released or retired from active duty or the National**
13 **Guard or reserve components of the Armed Forces for more than sixty months,**
14 **possession of proof indicating combat service and an "Honorable Discharge"**
15 **or "General Discharge Under Honorable Conditions" as evidenced by a**
16 **Department of Defense Form 214 (DD-214) and completion of the following:**

17 **(i) A three-hour course of instruction on the use of deadly force and**

1 conflict resolution which shall include a review of R.S. 14:18 through 22 and
 2 which may include a review of any other laws relating to the use of deadly force
 3 within the preceding sixty months.

4 (ii) A one-hour course of instruction on child access prevention within
 5 the preceding sixty months.

6 * * *

The original instrument was prepared by Heyward Jeffers. The following digest, which does not constitute a part of the legislative instrument, was prepared by Linda Nugent.

DIGEST

Smith (SB 174)

Present law provides various qualifications for individuals seeking concealed handgun permits as well as a demonstration of competence with a handgun evidenced by completion of an approved training program taught by a certified instructor.

Present rule (L.A.C. 55:1311) provides that the training programs generally consists of the following:

- (1) One hour of instruction on handgun nomenclature and safe handling procedures of a revolver and semi-automatic pistol.
- (2) One hour of instruction on ammunition knowledge and fundamentals of pistol shooting.
- (3) One hour of instruction on handgun shooting positions.
- (4) Three hours of legal instruction on the use of deadly force and conflict resolution which includes a review of the criminal statutes regarding justifications, justifiable homicide, self-defense and defense of others and may include other laws relating to the use of deadly force.
- (5) One hour of instruction on child access prevention.
- (6) Two hours of actual live range fire and proper handgun cleaning procedures. Live range fire includes 12 rounds shot at each of 6 feet, 10 feet and 15 feet for a total of 36 rounds. At least one safe reload of the handgun must be performed at each distance and the applicant or permittee must score 100% hits with the silhouette portion of a N.R.A. B-27 type silhouette target with at least 36 rounds.

Proposed law provides that a combat veteran may demonstrate competence with a handgun by proof of his combat veteran status, proof that he has received an honorable discharge or a general discharge under honorable conditions, and completion of in the following:

- (1) A three-hour course of instruction on the use of deadly force and conflict resolution which shall include a review of certain laws and which may include a review of any other laws relating to the use of deadly force within the preceding 60 months.

(2) A one-hour of instruction on child access prevention within the preceding 60 months.

Effective August 15, 2010.

(Amends R.S. 40:1379.3(D)(1)(i))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill.

1. Makes technical changes.
2. Changes proposed law qualifications for certain combat veterans to receive a concealed handgun permit from field proficiency test to child access presentation.
3. Removes requirement that instruction be within the preceding twelve months.
4. Adds that the combat veteran must be in possession of an "Honorable Discharge" or "General Discharge Under Honorable Conditions".

Senate Floor Amendments to engrossed bill.

1. Requires that instruction be within the preceding 60 months.
2. Removes exception for certain certification as an instructor by the National Rifle Association relative to training for combat veterans.
3. Removes combat veterans' exception for instruction in child access prevention.