





1 provisions of this Paragraph shall result in a six-month automatic suspension of the  
 2 permit. A person carrying a concealed handgun pursuant to R.S. 14:95(M) who  
 3 fails to comply with the provisions of this Paragraph shall be subject to the  
 4 penalties provided in Subsection L of this Section.

\* \* \*

6 L.(1) Anyone who carries and conceals a handgun in violation of any  
 7 provision of this Section, unless authorized to do so by another provision of the law,  
 8 shall be fined not more than five hundred dollars, or imprisoned for not more than  
 9 six months, or both.

10 (2) Anyone who carries a concealed handgun in violation of any  
 11 provision of this Section in the area within the boundaries of the French  
 12 Quarter Management District as established in R.S. 25:799 shall be fined not  
 13 less than five hundred dollars nor more than one thousand dollars, or be  
 14 imprisoned for not more than six months, or both.

\* \* \*

16 §1382. Negligent carrying of a concealed handgun

17 A. Negligent carrying of a concealed handgun is the intentional or criminally  
 18 negligent carrying by any person, whether or not authorized or licensed to carry or  
 19 possess a concealed handgun, under the following circumstances:

20 (1) When it is foreseeable that the handgun may discharge, or when a law  
 21 enforcement officer or others are placed in reasonable apprehension that the  
 22 handgun may discharge.

\* \* \*

24 C.(1) Whoever commits the offense of negligent carrying of a concealed  
 25 handgun shall be fined not more than five hundred dollars, or imprisoned ~~without~~  
 26 ~~hard labor~~ for not more than six months, or both. ~~The adjudicating judge may also~~  
 27 ~~order the forfeiture of the handgun and may suspend or revoke any permit or license~~  
 28 ~~authorizing the carrying of the handgun.~~

29 (2) Whoever commits the offense of negligent carrying of a concealed

1 handgun in the area within the boundaries of the French Quarter Management  
 2 District as established in R.S. 25:799 shall be fined not less than five hundred  
 3 dollars nor more than one thousand dollars, or imprisoned for not more than  
 4 six months, or both.

5 (3) In addition to the penalties provided in Paragraphs (1) and (2) of this  
 6 Subsection, the court may order the forfeiture of the handgun and may suspend  
 7 or revoke any permit or license authorizing the concealed carrying of the  
 8 handgun.

9 D. A handgun forfeited under Paragraph (C)(3) of this Section shall be  
 10 returned to the defendant if the defendant satisfies all of the following:

11 (1) The instant conviction is the defendant's first offense.

12 (2) The defendant is not otherwise prohibited by state or federal law  
 13 from possessing a firearm.

14 (3) The defendant successfully completes the eight-hour NRA Basics  
 15 Pistol Shooting course taught in person by a NRA certified instructor within one  
 16 year of conviction.

17 Section 3. This Act shall become effective on July 4, 2024; if vetoed by the governor  
 18 and subsequently approved by the legislature, this Act shall become effective on the day  
 19 following such approval by the legislature or July 4, 2024, whichever is later.

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The original instrument and the following digest, which constitutes no part  
 of the legislative instrument, were prepared by Jonathon Wagner.

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DIGEST

SB 507 Reengrossed

2024 Regular Session

Talbot

Present law provides that a concealed handgun permittee is deemed under the influence of alcohol or a controlled dangerous substance if he has a blood alcohol reading of .05% or greater by weight of alcohol in the blood, or when a blood or urine test confirms the presence of a controlled dangerous substance.

Proposed law retains present law and applies it to any person carrying a concealed handgun.

Present law provides that a permittee who carries a concealed handgun must notify a police officer who approaches him in an official manner or with an identified official purpose that he has a handgun on his person, submit to a pat down, and allow the officer to temporarily disarm him.

Proposed law retains present law and applies it to any person carrying a concealed handgun.

Proposed law also provides that certain persons carrying a concealed handgun pursuant to present law are subject to present law penalties.

Present law provides that a person who violates present law shall be fined not more than \$500, or imprisoned for not more than six months, or both. Proposed law retains present law and provides that a person who violates present law in the French Quarter Management District will be fined between \$500 and \$1,000 or imprisoned for up to six months, or both.

Present law provides that the crime of negligent carrying of a concealed handgun is the intentional or criminally negligent carrying of a concealed handgun by any person when it is foreseeable that the handgun may discharge or when others are placed in reasonable apprehension that the handgun may discharge. Proposed law retains present law and provides that law enforcement officers are included as individuals who may be placed in reasonable apprehension that a negligently carried handgun may discharge.

Present law provides that whoever commits the crime of negligent carrying of a concealed handgun will be fined up to \$500, or imprisoned for up to six months, or both.

Proposed law retains present law and provides that whoever commits the crime of negligent carrying of a concealed handgun in the French Quarter Management District will be fined between \$500 and \$1,000 or imprisoned for up to six months, or both.

Present law provides that the court may order the forfeiture of the person's handgun when convicted of negligent carrying of a concealed handgun.

Proposed law provides that a handgun forfeited under present law shall be returned to a first time offender if he successfully completes a designated handgun training course within one year of conviction and is not prohibited from possessing a firearm by state or federal law.

Proposed law otherwise retains present law.

Effective July 4, 2024.

(Amends R.S. 14:95(N) as enacted by Sec. 1 of Act 1 of the 2024 2nd Ex. Sess., 40:1379.3(I)(1) and (2) and (L), 1382(A)(1) and (C); adds R.S. 40:1382(D))

#### Summary of Amendments Adopted by Senate

##### Senate Floor Amendments to engrossed bill

1. Make technical changes.
2. Apply present law to non-permittees that carry a concealed handgun.
3. Increase fines for violations of present law that occur in the French Quarter Management District.
4. Provide for conditions that must be met by a defendant for the return of a forfeited handgun.