

2016 Regular Session

HOUSE BILL NO. 320

BY REPRESENTATIVE IVEY

WEAPONS/FIREARMS: Increases penalties for possession of a firearm during the commission of a crime of violence

1 AN ACT

2 To amend and reenact R.S. 14:95(B)(2), relative to the crime of illegally carrying of  
3 weapons; to provide for increased penalties when a firearm is illegally carried and  
4 used in the commission of a crime of violence; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:95(B)(2) is hereby amended and reenacted to read as follows:

7 §95. Illegal carrying of weapons

8 \* \* \*

9 B.

10 \* \* \*

11 (2) Whoever commits the crime of illegal carrying of weapons with any  
12 firearm used in the commission of a crime of violence as defined in R.S. 14:2(B);  
13 shall be fined not more than two thousand dollars, or imprisoned, with or without  
14 hard labor, for not less than ~~one year~~ two years nor more than ~~two~~ five years, or both.

15 Any sentence issued pursuant to the provisions of this Paragraph and any sentence  
16 issued pursuant to a violation of a crime of violence as defined in R.S. 14:2(B) shall  
17 be served consecutively.

18 \* \* \*

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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)]

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HB 320 Original

2016 Regular Session

Ivey

**Abstract:** Increases penalties for illegal carrying of weapons if a firearm is used in the commission of a crime of violence.

Present law provides penalties of a \$500 fine or imprisonment of not more than six months, or both for the crime of illegal carrying of weapons.

Present law provides additional penalties if the firearm is used in the commission of a crime of violence, to be served consecutively. The penalties include a fine of not less than \$2,000 or imprisonment for not less than one nor more than two years.

Proposed law retains the present law fine but increases the imprisonment penalty to not less than two years nor more than five years.

(Amends R.S. 14:95(B)(2))