

2017 Regular Session

HOUSE BILL NO. 186

BY REPRESENTATIVE BAGLEY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

WEAPONS/HANDGUNS: Provides an exception to the crime of illegal carrying of weapons for certain first responders

1 AN ACT

2 To amend and reenact R.S. 14:95(H)(1), relative to the carrying of concealed weapons; to
3 provide relative to the crime of illegal carrying of weapons; to provide an exception
4 for first responders; to define "first responder"; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

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

7 §95. Illegal carrying of weapons

8 * * *

9 H.(1) Except as provided in Paragraph (A)(5) of this Section and in
10 Paragraph (2) of this Subsection, the provisions of this Section shall not prohibit
11 active justices or judges of the supreme court, courts of appeal, district courts, parish
12 courts, juvenile courts, family courts, city courts, federal courts domiciled in the state
13 of Louisiana, and traffic courts, members of either house of the legislature, officers
14 of either house of the legislature, the legislative auditor, designated investigative
15 auditors, constables, coroners, designated coroner investigators, district attorneys and
16 designated assistant district attorneys, United States attorneys and assistant United
17 States attorneys and investigators, the attorney general, designated assistant attorneys
18 general, ~~and~~ justices of the peace, and first responders from possessing and
19 concealing a handgun on their person when such persons are qualified annually in
20 the use of firearms by the Council on Peace Officer Standards and Training. For

1 purposes of this Section, a "first responder" includes a firefighter regularly employed
 2 by a fire department of any municipality, parish, or fire protection district of the state
 3 of Louisiana who is certified in Louisiana as a Firefighter I or Firefighter II in
 4 accordance with National Fire Protection Association Standard 1001 and a licensed
 5 emergency medical services practitioner as defined by R.S. 40:1131. The exception
 6 for first responders set forth in the provisions of this Paragraph applies only while
 7 the first responder is on duty or while traveling to or from duty as a first responder.

8 * * *

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)]

HB 186 Original 2017 Regular Session Bagley

Abstract: Adds first responders, while on duty or traveling to or from duty, to the list of persons who can carry a concealed weapon.

Present law provides for the crime of illegal carrying of weapons and identifies certain active and retired public officials who can lawfully carry concealed weapons when qualified annually in the use of firearms.

Proposed law retains present law and adds first responders to the list of persons who can carry a concealed weapon without violating the offense of illegal carrying of weapons. Provides that the exception to this offense for first responders applies only while the first responder is on duty or while traveling to or from duty as a first responder.

Proposed law defines "first responder" as a firefighter regularly employed by a fire department of any municipality, parish, or fire protection district of the state of La. who is certified in La. as a Firefighter I or Firefighter II in accordance with National Fire Protection Association Standard 1001 and a licensed emergency medical services practitioner, which is defined by present law (R.S. 40:1131) to include a licensed emergency medical technician, a licensed advanced emergency medical technician, and a licensed paramedic.

(Amends R.S. 14:95(H)(1))