WEAPONS. Provides certain exceptions to the crime of illegal carrying of weapons.

AN ACT

To amend and reenact R.S. 14:95(K), relative to the crime of illegal carrying of weapons; to provide an exception to illegal carrying of weapons for certain retired federal officials; to provide definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

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

§95. Illegal carrying of weapons

* * *

K.(1) The provisions of this Section shall not prohibit a retired justice or judge of the supreme court, courts of appeal, district courts, parish courts, juvenile courts, family courts, city courts, federal courts, retired attorney general, retired assistant attorneys general, retired district attorneys, retired assistant district attorneys, retired United States attorneys, retired assistant United States attorneys, or retired investigators, and former members of either house of the legislature from possessing and concealing a handgun on their person provided that such retired person or former member of the legislature is qualified annually, at their expense, in the use of firearms by the Council on Peace Officer Standards and...
Training and has on their person valid identification showing proof of their status as a former member of the legislature or as a retired justice, judge, attorney general, assistant attorney general, district attorney, or assistant district attorney, United States attorney, or assistant United States attorney or investigator. For a former legislator, the valid identification showing proof of status as a former legislator required by the provisions of this Paragraph shall be a legislative badge issued by the Louisiana Legislature that shall include the former member's name, the number of the district that the former member was elected to represent, the years that the former member served in the legislature, and words that indicate the person's status as a former member of the legislature.

(2) The retired justice, judge, attorney general, assistant attorney general, district attorney, or assistant district attorney or former member of the legislature shall be qualified annually in the use of firearms by the Council on Peace Officer Standards and Training and have proof of qualification. However, this Subsection shall not apply to a retired justice, judge, attorney general, assistant attorney general, district attorney, or assistant district attorney, United States attorney, assistant United States attorney or investigator, or to a former member of the legislature who is medically retired based upon any mental impairment, or who has entered a plea of guilty or nolo contendere to or been found guilty of a felony offense.

(3) For the purposes of this Subsection:

(a) Retired "Retired district attorney" or "retired assistant district attorney" shall mean a district attorney or an assistant district attorney receiving retirement benefits from the District Attorneys' Retirement System.

(b) "Retired United States attorney" means a presidentially appointed United States attorney who separated from service in good standing.

(c) "Retired assistant United States attorney" or "retired investigator" means an assistant United States attorney or investigator receiving retirement benefits from the Federal Employees Retirement System.

* * *

Coding: Words which are struck through are deletions from existing law; words in boldface type and underscored are additions.
Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

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

DIGEST
SB 53 Engrossed 2022 Regular Session Foil

Present law provides certain exceptions to the crime of illegal carrying of weapons.

Proposed law retains present law and adds an exception for retired judges of federal courts, retired United States attorneys, retired assistant United States attorneys and retired investigators.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 14:95(K))