
DIGEST

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HB 382 Original

2019 Regular Session

Cox

Abstract: Prohibits the intentional possession of a firearm in any park, playground, or recreational facility that is open to the public, provides for criminal penalties, and provides for certain exceptions.

Proposed law prohibits any person from possessing a firearm in any park, playground, or recreational facility except as otherwise provided by present law (R.S. 56:1691) which provides that a person who lawfully possesses a firearm may possess or transport such firearm within the boundaries of a state park, state historic site, state preservation area, wildlife management area, or wildlife refuge.

Proposed law defines "park, playground, or recreational facility" to include any area or building that is owned by a recreation district, a political subdivision of the state, or by a private person or entity; that is open to the public; and that is used or operated as a park or playground or for recreational purposes.

Proposed law provides that this prohibition does not apply to any law enforcement officer or to any constitutionally protected activity which cannot be regulated by the state, such as a firearm contained entirely within a motor vehicle.

Proposed law provides that any person convicted of the offense shall be either fined up to \$1,000, imprisoned for up to two years, or both.

Proposed law requires the owner of the park, playground, or recreational facility to develop a method by which to mark the park, playground, or recreational facility as a firearm-free zone, including the use of signs or other markings suitable to the location. The sign or marking shall also provide notice that armed law enforcement officers are permitted within the park, playground, or recreational facility.

(Adds R.S. 14:95.4)