

RÉSUMÉ DIGEST

ACT 484 (HB 585)

2022 Regular Session

Freeman

Existing law (C.Cr.P. Art. 1002) provides for the transfer of a firearm when a person has been convicted of certain crimes.

Existing law (C.Cr.P. Art. 1003) provides for the transfer or storage of transferred firearms.

New law provides that the sheriff of each parish shall report on an annual basis to the La. Commission on Law Enforcement and Administration of Criminal Justice (commission) the following aggregate data:

- (1) The total number of civil orders to transfer firearms received by the sheriff's office pursuant to existing law (C.Cr.P. Art. 1002).
- (2) The total number of criminal orders to transfer firearms received by the sheriff's office pursuant to existing law (C.Cr.P. Art. 1002).
- (3) The total number of proof of transfer forms completed and retained by the sheriff's office as required by existing law (C.Cr.P. Art. 1002).
- (4) The total number of declarations of non-possession received by the sheriff's office pursuant to existing law (C.Cr.P. Art. 1002).
- (5) The number of firearm transfers completed as required by existing law:
 - (a) The total number of firearms transferred to the sheriff's office.
 - (b) The total number of firearms transferred to a third party entity.
 - (c) The total number of firearms transferred to contracted storage.
 - (d) The total number of firearms transferred via legal sale.
- (6) The number of orders received from the court stating that firearms shall be returned to the transferor under existing law (C.Cr.P. Art. 1003).

New law provides that the sheriff shall submit a report to the commission regardless of whether the sheriff is able to complete a firearm transfer pursuant to new law.

New law provides that by Jan. 1, 2023, the commission shall create and distribute a standardized form for use by the sheriff of each parish to use to report all aggregate data fields required by new law.

New law provides that the form shall not contain any identifying information of the person who possesses the firearm and shall only contain numerical data provided in new law.

New law provides that the commission shall provide a single point of contact or web portal to which each sheriff shall submit the completed form described in new law.

New law provides that the sheriff of each parish shall submit the completed form to the commission no later than Jan. 31st of each calendar year. Provides that each form shall contain the aggregate data for each of the items listed in new law for the prior calendar year.

New law provides that the commission shall publish the data collected from the sheriff of each parish pursuant to new law to the commission's public website by Feb. 28th of each calendar year.

New law provides that the commission shall submit a report containing the information received pursuant to new law to the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary C no later than March 1st of each calendar year.

Effective August 1, 2022.

(Adds C.Cr.P. Art. 1005)