
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)]

Henry Burns

HB No. 21

Abstract: Requires certain types of information regarding a person's mental health to be collected and sent to DPS&C and the FBI.

Proposed law provides that "prohibited person information" means information that identifies an individual as any of the following:

- (1) A person ordered by a court to be judicially committed, receive involuntary outpatient treatment, or receive mental health treatment or services.
- (2) A person who has been interdicted by a court of competent jurisdiction.
- (3) A person determined to lack the mental capacity to proceed with a criminal trial.
- (4) A person acquitted in a criminal case by reason of insanity.
- (5) A person who has been denied a concealed handgun permit pursuant to present law for reasons involving his mental capacity.
- (6) A person who has been ordered by a court from possessing a firearm or had his use of a firearm restricted pursuant to a court order.

Proposed law requires the clerk of court to provide to DPS&C, within 30 days of issuance of an order, a certified copy of an order of the court providing for any of the following:

- (1) That a person be judicially committed, receive involuntary outpatient treatment, or receive mental health treatment or services.
- (2) That a person be interdicted.
- (3) That a person lacks the mental capacity to proceed with a criminal trial.
- (4) That a person has been acquitted in a criminal case by reason of insanity.
- (5) That a person has been ordered not to possess a firearm or has his use of firearm limited.

Proposed law requires DPS&C to provide the FBI with prohibited person information within 30

days of receipt of that information.

Further requires each clerk of court to prepare and forward information pursuant to proposed law for each order issued on or after Aug. 1, 2013.

(Adds R.S. 13:919 and R.S. 40:1821-1825)