

RÉSUMÉ DIGEST

ACT 181 (HB 732)

2018 Regular Session

Talbot

Existing law requires each district clerk of court to report to the La. Supreme Court for reporting to the National Instant Criminal Background Check System database certain identifying information of any adult who is prohibited from possessing a firearm, by reason of a conviction or adjudication in a court of that district. Prior law required the reporting of the following information:

- (1) A conviction of a crime listed in the provision of existing law (R.S. 14:95.1) that prohibits the possession of a firearm or carrying of a concealed weapon by a person convicted of certain felonies.
- (2) A verdict of an acquittal of a crime listed in existing law (R.S. 14:95.1) by reason of insanity.
- (3) A court determination that a person does not have the mental capacity to proceed with a criminal trial for a crime listed in existing law (R.S. 14:95.1).
- (4) A court order requiring that a person be involuntarily committed to an inpatient mental health treatment facility.
- (5) A court order prohibiting a person from possessing a firearm or restricting a person in the use of a firearm.
- (6) A conviction for a felony violation of the crime of domestic abuse battery.

New law amends prior law to require the reporting of an acquittal by reason of insanity or a court determination that the person does not have the mental capacity to proceed with a criminal trial for any crime, instead of limiting it to only those crimes prohibiting the possession of a firearm or carrying of a concealed weapon by a person convicted of certain felonies. New law otherwise retains prior law.

Effective August 1, 2018.

(Amends R.S. 13:753(A)(2) and (3))