

2022 Regular Session

HOUSE BILL NO. 174

BY REPRESENTATIVE GREEN

EXPLOSIVES: Provides relative to criminal history records checks for licenses to handle explosives

1 AN ACT

2 To amend and reenact R.S. 40:1472.3(E)(3)(b), relative to the license to handle explosives;  
3 to provide relative to the qualifications of an applicant to handle explosives; to  
4 provide relative to criminal history records checks of applicants for licenses to  
5 handle explosives; to require fingerprints of applicants for licenses to handle  
6 explosives; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:1472.3(E)(3)(b) is hereby amended and reenacted to read as  
9 follows:

10 §1472.3. License; manufacturer, dealer-distributor, user, blaster, or handler of  
11 explosives

12 \* \* \*

13 E.

14 \* \* \*

15 (3)

16 \* \* \*

17 (b) The department shall execute a thorough background investigation,  
18 including a criminal history records check, of every applicant for the purpose of  
19 verifying or renewing the qualifications of the applicant pursuant to the requirements  
20 of this Section. For purposes of this Subparagraph, a background check shall be

1 defined as ~~a computer check of available online state records~~ all state records of  
2 arrest, prosecution, or conviction and all expunged information and dismissed  
3 convictions pursuant to Code of Criminal Procedure Articles 893 and 894, as well  
4 as national records including but not limited to the federal Interstate Identification  
5 Index for a national identification and criminal history records check and which may  
6 shall include fingerprints of the applicant and other identifying information, if so that  
7 shall be requested by the department. The department shall require any current or  
8 prospective manufacturer, dealer-distributor, user, blaster, or handler as defined in  
9 R.S. 40:1472.2 to submit to a criminal history records check to be conducted by the  
10 Louisiana Bureau of Criminal Identification and Information. Fingerprints and other  
11 identifying information from the current or prospective manufacturer, dealer-  
12 distributor, user, blaster, or handler shall be submitted to the bureau. In addition,  
13 when the department requests a national criminal history records check, the bureau  
14 shall forward the fingerprints to the Federal Bureau of Investigation for a national  
15 criminal history records check and shall provide the department with the national  
16 criminal history record information of the current or prospective manufacturer,  
17 dealer-distributor, user, blaster, or handler.

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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)]

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HB 174 Original                      2022 Regular Session                      Green

**Abstract:** Relative to criminal history records checks of applicants for licenses to handle explosives, requires fingerprints and other identifying information.

Present law requires the Dept. of Public Safety and Corrections (department) to perform a criminal history records check of every applicant for the purpose of verifying the qualifications of an applicant for a license to handle explosives. Further provides that a background check is defined as a computer check of available online state records, as well as national records which may include fingerprints of the applicant.

Proposed law amends present law to require the department to perform a criminal history records check of every applicant for the purpose of verifying or renewing the qualifications of the applicant for a license to handle explosives. Further provides that a background check shall be defined as all state records of arrest, prosecution, or conviction and all expunged or

dismissed convictions pursuant to present law, as well as national records which shall include fingerprints and other identifying information of the applicant.

Proposed law further provides that the department shall require any current or prospective manufacturer, dealer-distributor, user, blaster, or handler to submit to a criminal history records check to be conducted by the La. Bureau of Criminal Identification and Information. Requires fingerprints and other identifying information to be submitted to the bureau.

(Amends R.S. 40:1472.3(E)(3)(b))