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

AN ACT

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

Be it enacted by the Legislature of Louisiana:

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

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

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E.

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(3)

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

CODING: Words in struck through type are deletions from existing law; words underscored are additions.
defined as a computer check of available online state records all state records of
arrest, prosecution, or conviction and all expunged information and dismissed
convictions pursuant to Code of Criminal Procedure Articles 893 and 894, as well
as national records including but not limited to the federal Interstate Identification
Index for a national identification and criminal history records check and which may
shall include fingerprints of the applicant and other identifying information, if so that
shall be requested by the department. The department shall require any current or
prospective manufacturer, dealer-distributor, user, blaster, or handler as defined in
R.S. 40:1472.2 to submit to a criminal history records check to be conducted by the
Louisiana Bureau of Criminal Identification and Information. Fingerprints and other
identifying information from the current or prospective manufacturer, dealer-
distributor, user, blaster, or handler shall be submitted to the bureau. In addition,
when the department requests a national criminal history records check, the bureau
shall forward the fingerprints to the Federal Bureau of Investigation for a national
criminal history records check and shall provide the department with the national
criminal history record information of the current or prospective manufacturer,
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)]

HB 174 Engrossed 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

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are additions.
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))