

SENATE BILL NO. 53

BY SENATOR FOIL

1 AN ACT

2 To amend and reenact R.S. 14:95(K), relative to the crime of illegal carrying of weapons;
3 to provide an exception to illegal carrying of weapons for certain retired federal
4 officials; to provide definitions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:95(K) is hereby amended and reenacted to read as follows:

7 §95. Illegal carrying of weapons

8 * * *

9 K.(1) The provisions of this Section shall not prohibit a retired justice or
10 judge of the supreme court, courts of appeal, district courts, parish courts, juvenile
11 courts, family courts, city courts, **federal courts**, retired attorney general, retired
12 assistant attorneys general, retired district attorneys, retired assistant district
13 attorneys, **retired United States attorneys, retired assistant United States**
14 **attorneys, or retired federal investigators**, and former members of either house of
15 the legislature from possessing and concealing a handgun on their person provided
16 that such retired person or former member of the legislature is qualified annually, at
17 their expense, in the use of firearms by the Council on Peace Officer Standards and
18 Training and has on their person valid identification showing proof of their status as
19 a former member of the legislature or as a retired justice, judge, attorney general,
20 assistant attorney general, district attorney, ~~or~~ assistant district attorney, **United**

1 **States attorney, or assistant United States attorney or federal investigator.** For
 2 a former member of the legislature, the valid identification showing proof of status
 3 as a former legislator required by the provisions of this Paragraph shall be a
 4 legislative badge issued by the Louisiana Legislature that shall include the former
 5 member's name, the number of the district that the former member was elected to
 6 represent, the years that the former member served in the legislature, and words that
 7 indicate the person's status as a former member of the legislature.

8 (2) The retired justice, judge, attorney general, assistant attorney general,
 9 district attorney, or assistant district attorney or former member of the legislature
 10 shall be qualified annually in the use of firearms by the Council on Peace Officer
 11 Standards and Training and have proof of qualification. However, this Subsection
 12 shall not apply to a retired justice, judge, attorney general, assistant attorney general,
 13 district attorney, ~~or~~ assistant district attorney, **United States attorney, assistant**
 14 **United States attorney or federal investigator,** or to a former member of the
 15 legislature who is medically retired based upon any mental impairment, or who has
 16 entered a plea of guilty or nolo contendere to or been found guilty of a felony
 17 offense.

18 **(3)** For the purposes of this Subsection;:

19 **(a)** ~~Retired~~ **"Retired** district attorney" or "retired assistant district attorney"
 20 ~~shall mean~~ **means** a district attorney or an assistant district attorney receiving
 21 retirement benefits from the District Attorneys' Retirement System.

22 **(b)** **"Retired United States attorney" means a presidentially appointed**
 23 **United States attorney who separated from service in good standing.**

24 **(c)** **"Retired assistant United States attorney" or "retired federal**
 25 **investigator" means an assistant United States attorney or investigator**
 26 **receiving retirement benefits from the Federal Employees Retirement System.**

27 * * *

28 Section 2. This Act shall become effective upon signature by the governor or, if not
 29 signed by the governor, upon expiration of the time for bills to become law without signature
 30 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
2 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____