
DIGEST

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HB 491 Original

2024 Regular Session

Edmonston

Abstract: Provides for regulations regarding the licensure of applicants with certain felony convictions under the Life Safety and Property Licensing Act.

Present law provides that an applicant for property protection licensure with a felony conviction, plea of guilty or nolo contendere, or first-time offender pardon is ineligible for licensure.

Present law further provides that present law does not apply to a conviction dismissed pursuant to certain present law provisions (C.Cr.P. Art. 893), unless the felony is a felony crime of violence enumerated in present law (R.S. 14:2(B)); a sex offense as defined in present law (R.S. 15:541(24)(a)), except certain present law sex offenses (R.S. 14:92(A)(7) and 14:80); or a felony crime against property enumerated in present law (R.S. 14:51-62.8).

Proposed law repeals present law as it relates to a conviction for a felony crime of violence and a felony crime against property.

Present law provides that an applicant will not be automatically disqualified as required by present law if 10 or more years have elapsed since the successful completion or service of any sentence, deferred adjudication, or period of probation or parole.

Present law also provides that, regardless of how much time has elapsed, an applicant is ineligible for licensure if convicted of a felony crime of violence enumerated in present law (R.S. 14:2(B)); a sex offense as defined in present law (R.S. 15:541(24)(a)), with the exception of certain present law sex offenses (R.S. 14:92(A)(7) and 14:80); or a felony crime against property enumerated in present law (R.S. 14:51-62.8).

Proposed law amends present law as it relates to the ineligibility of an applicant convicted of a felony crime of violence and a felony crime against property to provide that an applicant will not be automatically disqualified as required by present law if 15 or more years have elapsed since the successful completion or service of any sentence, deferred adjudication, or period of probation or parole.

(Amends R.S. 40:1664.8(C)-(E))