RÉSUMÉ DIGEST

ACT 451 (HB 823)   **2024 Regular Session**   **Bacala**

<u>Existing law</u> (R.S. 14:95) provides for the crime of illegal carrying of weapons and provides for penalties and exceptions.

<u>New law</u> retains <u>existing law</u>.

<u>Existing law</u> (R.S. 14:95(A)) provides that the illegal carrying of weapons is any of the following:

(1)   The intentional concealment of any firearm, or other instrumentality customarily used or intended for probable use as a dangerous weapon, on one's person.

(2)   The ownership, possession, custody, or use of any firearm, or other instrumentality customarily used as a dangerous weapon, at any time by an enemy alien.

(3)   The ownership, possession, custody, or use of any tools, or dynamite, or nitroglycerine, or explosives, or other instrumentality customarily used by thieves or burglars at any time by any person with the intent to commit a crime.

(4)   The intentional possession or use by any person of a dangerous weapon on a school campus during regular school hours or on a school bus. "School" means any elementary, secondary, high school, or vo-tech school in this state and "campus" means all facilities and property within the boundary of the school property. "School bus" means any motor bus being used to transport children to and from school or in connection with school activities.

<u>New law</u> retains <u>existing law</u> and adds that the intentional possession or use of a dangerous weapon by any person in any of the following locations constitutes the crime of illegal carrying of weapons:

(1)   A law enforcement office, station, or building.

(2)   A detention facility, prison, or jail.

(3)   A courthouse or courtroom, provided that a judge may carry such a weapon in his own courtroom.

(4)   The state capitol building.

<u>New law</u> provides that the crime of illegal carrying of weapons does not apply to a peace officer as defined by <u>existing law</u> (R.S. 40:2402(3)) in the performance of his official duties.

Effective August 1, 2024.

(Adds R.S. 14:95(A)(5))