

2016 Regular Session

HOUSE BILL NO. 176

BY REPRESENTATIVE HODGES

WEAPONS/FIREARMS: Authorizes persons obtaining a protective order to carry a concealed handgun without a permit for a limited period of time

1 AN ACT

2 To enact R.S. 40:1379.3.2, relative to concealed handgun permits; to authorize the
3 temporary carrying of a concealed handgun without a permit for persons who have
4 obtained a domestic abuse protective order; to provide for applicability; to provide
5 for civil penalties; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1379.3.2 is hereby enacted to read as follows:

8 §1379.3.2. Carrying a concealed handgun without a permit with valid protective
9 order; time limitations

10 A. Any person on whose behalf the court has issued a permanent injunction
11 or a protective order pursuant to a court-approved consent agreement or pursuant to
12 the provisions of R.S. 9:361 et seq., R.S. 9:372, R.S. 46:2136, 2151, or 2173,
13 Children's Code Article 1570, Code of Civil Procedure Article 3607.1, or Code of
14 Criminal Procedure Articles 30, 327.1, 335.1, 335.2, or 871.1 to bring about the
15 cessation of abuse shall be authorized to carry a concealed handgun without a permit
16 if the person is twenty-one years of age or older and is not prohibited from
17 purchasing or possessing a firearm under state or federal law. The person is
18 authorized to carry a concealed handgun without a permit for a period of ninety days
19 after the permanent injunction or the protective order is issued or upon the expiration
20 of the injunction or order, whichever is greater.

- 1 B. If during the period provided for in Subsection A of this Section, the
- 2 person upon whose behalf the court has issued the permanent injunction or protective
- 3 order applies for a concealed handgun permit, the person shall be authorized to
- 4 continue to carry a concealed handgun without a permit pending final action
- 5 regarding the issuance of the permit regardless of whether this time exceeds the time
- 6 period provided in Subsection A of this Section.
- 7 C. The person upon whose behalf the court has issued the permanent
- 8 injunction or protective order shall have the order in their possession at all times
- 9 while they are carrying the concealed handgun.
- 10 D. Failure to carry the protective order at all times the person is carrying the
- 11 concealed handgun shall be subject to a civil penalty not to exceed five hundred
- 12 dollars.

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 176 Original	2016 Regular Session	Hodges
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Abstract: Authorizes a person on whose behalf the court has issued a domestic abuse protective order to carry a concealed handgun without a permit for a limited amount of time.

Present law provides for the issuance of concealed handgun permits.

Proposed law retains present law.

Proposed law provides that any person on whose behalf the court has issued a domestic abuse protective order be authorized to carry a concealed handgun without a permit if the person is 21 years of age or older and not prohibited from purchasing or possessing a firearm under state or federal law.

Proposed law provides that the person can carry for 90 days after the order is issued or upon the expiration of the order, whichever is greater. If during this period the person applies for a concealed handgun permit, the person can carry until the final disposition regarding the issuance of the permit.

Proposed law requires the person to keep a copy of the order at all times while they are carrying a handgun pursuant to proposed law.

Proposed law provides a civil penalty not to exceed \$500 for carrying in violation of proposed law.

(Adds R.S. 40:1379.3.2)