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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement Jr.

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DIGEST

SB 97 Original

2016 Regular Session

Gary Smith

Present law defines the illegal carrying of weapons as:

- (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 manufacture, ownership, possession, custody or use of any switchblade knife, spring knife or other knife or similar instrument having a blade that may be automatically unfolded or extended from a handle by the manipulation of a button, switch, latch or similar contrivance located on the handle. However, this prohibition does not apply to any knife that may be opened with one hand by manual pressure applied to the blade or any projection of the blade or that may be opened by means of inertia produced by the hand, wrist, or other movement, provided the knife has either a detent or other structure that provides resistance that must be overcome in opening or initiating the opening movement of the blade or a bias or spring load toward the closed position.
- (5) 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, subject to certain exceptions provided by present law.

Proposed law provides an exception to present law relative to intentional concealment for any person who holds a concealed handgun permit issued pursuant to present law with regard to either a handgun or a knife that otherwise would be prohibited by present law as an automatic knife or "switchblade". Proposed law further provides an exception to the present law prohibition on the ownership, possession, custody, or use of any knife defined by present law as an automatic knife or "switchblade" for any person who holds a concealed handgun permit issued pursuant to present law.

Proposed law otherwise retains present law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 14:95(A)(1), (2), (3), and (4)(a); adds R.S. 14:95(A)(4)(b)(iii))