

Regular Session, 2012

HOUSE BILL NO. 221

BY REPRESENTATIVE WESLEY BISHOP

WEAPONS/FIREARMS: Amends elements of the crime of carrying a firearm at a parade

1 AN ACT

2 To amend and reenact R.S. 14:95.2.1(A), relative to the crime of illegal carrying a firearm
3 at a parade with a firearm used in the commission of a crime of violence; to remove
4 the requirement that the firearm had to be used in the commission of a crime of
5 violence as an element of the offense; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:95.2.1(A) is hereby amended and reenacted to read as follows:

8 §95.2.1. Illegal carrying of a firearm at a parade ~~with any firearm used in the~~
9 commission of a crime of violence

10 A. Whoever commits the crime of illegal carrying of weapons pursuant to
11 R.S. 14:95 with any firearm ~~used in the commission of a crime of violence as defined~~
12 ~~in R.S. 14:2(B)~~, within one thousand feet of any parade or demonstration for which
13 a permit is issued by a governmental entity, shall be fined not more than two
14 thousand dollars, ~~or~~ imprisoned, with or without hard labor, for not less than one
15 year nor more than five years, or both. Any sentence issued pursuant to the
16 provisions of this Subsection and any sentence issued pursuant to a violation of a
17 crime of violence as defined in R.S. 14:2(B) shall be served consecutively.

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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)]

Wesley Bishop

HB No. 221

Abstract: Removes, as an element of the offense of illegal carrying of a firearm at a parade, the requirement that the gun was used in the commission of a crime of violence.

Present law provides that whoever commits the crime of illegal carrying of weapons with any firearm used in the commission of a crime of violence within 1,000 feet of any parade or demonstration for which a permit is issued by a governmental entity, shall be fined not more than \$2,000, imprisoned, with or without hard labor, for not less than one year nor more than five years, or both.

Proposed law removes, as an element of the offense, the requirement that the gun was used in the commission of a crime of violence and otherwise retains present law.

(Amends R.S. 14:95.2.1(A))