

Regular Session, 2010

HOUSE BILL NO. 60

BY REPRESENTATIVE WOOTON

WEAPONS/HANDGUNS: Amends concealed handgun permit laws

1 AN ACT

2 To amend and reenact R.S. 40:1379.3(A)(1), (B), (C)(introductory paragraph), and (T),  
3 relative to concealed handgun permits; to provide for the issuance of Louisiana  
4 concealed handgun permits; to provide with respect to the recognition of nonresident  
5 concealed handgun permits; to provide for a period of time when previously issued  
6 nonresident concealed handgun permits shall be considered valid; and to provide for  
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 40:1379.3(A)(1), (B), (C)(introductory paragraph), and (T) are  
10 hereby amended and reenacted to read as follows:

11 §1379.3. Statewide permits for concealed handguns; application procedures;  
12 definitions

13 A.(1) Notwithstanding any other provision of law to the contrary, the deputy  
14 secretary of public safety services of the Department of Public Safety and  
15 Corrections shall issue a concealed handgun permit to any ~~citizen~~ Louisiana resident  
16 who qualifies for a permit under the provisions of this Section and may promulgate  
17 rules and adopt regulations regarding concealed handgun permits in accordance with  
18 the Administrative Procedure Act. The permit shall contain a permit number,  
19 expiration date, photograph, and the name, address, and date of birth of the  
20 permittee.

21 \* \* \*



1 peace officers commissioned in another state shall have the same authority as a  
 2 person issued a concealed handgun permit pursuant to this Section to carry a  
 3 concealed handgun while in this state, regardless of whether or not they are in the  
 4 official discharge of their duties, and full-time active law enforcement officers  
 5 commissioned in this state shall have the authority to carry a concealed handgun in  
 6 those states whether or not they are in the official discharge of their duties. An out-  
 7 of-state law enforcement officer carrying a concealed handgun pursuant to this  
 8 Paragraph is bound by the laws of this state regarding carrying a concealed handgun  
 9 pursuant to a permit issued in accordance with this Section.

10 Section 2. A nonresident concealed handgun permit which is valid on August 15,  
 11 2010, shall be deemed valid until August 15, 2011. On or after August 15, 2011, any  
 12 nonresident concealed handgun permit which was valid on August 15, 2010, shall be deemed  
 13 to be null, void, and of no effect in the state of Louisiana.

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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)]

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Wooton

HB No. 60

**Abstract:** Provides for the issuance of concealed handgun permits to La. residents and provides that nonresident concealed handgun permits are invalid for certain purposes.

Present law provides for the qualifications and issuance of concealed handgun permits.

Present law provides that permits shall be issued to qualified "citizens".

Proposed law changes the term "citizen" to "La. resident", authorizing permits to be issued to La. residents only.

Present law defines "resident" as a person who maintains a dwelling in this state and is physically present in this state at least 51% of each calendar year; however, a person who maintains a dwelling in this state but is not physically present in this state at least 51% of each calendar year is still considered to be a resident if he is on U.S. military duty in another state or is attending school in another state.

Present law provides that a nonresident concealed handgun permit issued by another state is invalid in the state of La. if issued to an individual who as a resident of this state has been denied a handgun permit or has been issued a handgun permit which is under revocation or suspension.

Proposed law changes present law to provide that a concealed handgun permit issued by another state is invalid in the state of La. for the purpose of authorizing a La. resident to carry a concealed handgun in the state of La.

Proposed law provides that a nonresident concealed handgun permit valid on Aug. 15, 2010, shall be deemed valid until Aug. 15, 2011. On or after Aug. 15, 2011, any nonresident concealed handgun permit which was valid on Aug. 15, 2010, shall be deemed null, void, and of no effect in the state of La.

(Amends R.S. 40:1379.3(A)(1), (B), (C)(intro. para.), and (T))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Added that a La. resident shall be required to possess a valid concealed handgun permit issued by the state of La. in order to carry a concealed handgun in this state.
2. Added that a concealed handgun permit issued by another state is invalid in the state of La. for the purpose of authorizing a La. resident to carry a concealed handgun in this state.
3. Changed the word "resident" to "individual" regarding permits issued in other states.