

2020 Regular Session

HOUSE BILL NO. 452

BY REPRESENTATIVE HILFERTY

WEAPONS/FIREARMS: Provides relative to the illegal possession of a handgun by a juvenile

1 AN ACT

2 To amend and reenact R.S. 14:95.8(A) and (C)(6) and (7) and to repeal R.S. 14:95.8(D),
3 relative to illegal possession of a firearm by a juvenile; to amend the crime of illegal
4 possession of a handgun by a juvenile; to expand the prohibition on the possession
5 of a handgun by a juvenile to all firearms; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:95.8(A) and (C)(6) and (7) are hereby amended and reenacted to
8 read as follows:

9 §95.8. Illegal possession of a ~~handgun~~ firearm by a juvenile

10 A. It is unlawful for any person who has not attained the age of eighteen
11 years knowingly to possess any ~~handgun on his person~~ firearm. Any person
12 possessing any ~~handgun~~ firearm in violation of this Section commits the offense of
13 illegal possession of a ~~handgun~~ firearm by a juvenile.

14 * * *

15 C. The provisions of this Section shall not apply to any person under the age
16 of eighteen years who is:

17 * * *

18 (6) At such person's residence and who, with the permission of such person's
19 parent or legal guardian, possesses a ~~handgun~~ firearm.

1 (7) Possessing a ~~handgun~~ firearm with the written permission of such
2 person's parent or legal guardian; provided that such person carries on his person a
3 copy of such written permission.

4 Section 2. R.S. 14:95.8(D) is hereby repealed in its entirety.

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 452 Original

2020 Regular Session

Hilferty

Abstract: Expands the prohibition on the possession of a handgun by juveniles under the age of 18 to all firearms.

Present law prohibits any juvenile who has not attained the age of 18 years from knowingly possessing any handgun on his person except under certain circumstances including but not limited to the following:

- (1) A juvenile who possesses a handgun at the juvenile's residence with the permission of the juvenile's parent or legal guardian.
- (2) The juvenile possesses a handgun with the written permission of the juvenile's parent or legal guardian if the juvenile carries on his person a copy of such written permission.

Proposed law expands the application of present law to prohibit the possession of all firearms by a juvenile who has not attained the age of 18 years, and expands the application of the present law exceptions to the possession of any firearm under the circumstances specified in present law.

(Amends R.S. 14:95.8(A) and (C)(6) and (7); Repeals R.S. 14:95.8(D))