

2022 Regular Session

HOUSE BILL NO. 463

BY REPRESENTATIVES SEABAUGH, AMEDEE, CREWS, EDMONSTON, FRIEMAN,
HORTON, MCCORMICK, MIGUEZ, AND WRIGHT

1 AN ACT

2 To amend and reenact R.S. 14:95(A)(4), (G), and (H)(1) and to repeal R.S. 14:95(A)(5),
3 relative to the illegal carrying of weapons; to provide for the removal of knives as
4 illegally carried weapons; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:95(A)(4), (G), and (H)(1) are hereby amended and reenacted to
7 read as follows:

8 §95. Illegal carrying of weapons

9 A. Illegal carrying of weapons is any of the following:

10 * * *

11 ~~(4)(a) The intentional concealment on one's person of any switchblade knife,~~
12 ~~spring knife, or other knife or similar instrument having a blade which may be~~
13 ~~automatically unfolded or extended from a handle by the manipulation of a button,~~
14 ~~switch, latch, or similar contrivance located on the handle.~~

15 ~~(b) The provisions of this Paragraph shall not apply to the following:~~

16 ~~(i) Any knife that may be opened with one hand by manual pressure applied~~
17 ~~to the blade or any projection of the blade.~~

18 ~~(ii) Any knife that may be opened by means of inertia produced by the hand,~~
19 ~~wrist, or other movement, provided the knife has either a detent or other structure~~
20 ~~that provides resistance that shall be overcome in opening or initiating the opening~~
21 ~~movement of the blade or a bias or spring load toward the closed position.~~

1 entity which employed the officer prior to his or her public retirement. The retired
2 law enforcement officer must be qualified annually in the use of firearms by the
3 Council on Peace Officer Standards and Training and have proof of such
4 qualification. This exception shall not apply to such officers who are medically
5 retired based upon any mental impairment.

6 (3)(a) The provisions of this Section ~~except Paragraph (A)(4) of this Section~~
7 shall not apply to active or retired reserve or auxiliary law enforcement officers
8 qualified annually by the Council on Peace Officer Standards and Training and who
9 have on their person valid identification as active or retired reserve law or auxiliary
10 municipal police officers. The active or retired reserve or auxiliary municipal police
11 officer shall be qualified annually in the use of firearms by the Council on Peace
12 Officer Standards and Training and have proof of such certification.

13 (b) For the purposes of this Paragraph, a reserve or auxiliary municipal police
14 officer shall be defined as a volunteer, non-regular, sworn member of a law
15 enforcement agency who serves with or without compensation and has regular police
16 powers while functioning as such agency's representative, and who participates on
17 a regular basis in agency activities including, but not limited to those pertaining to
18 crime prevention or control, and the preservation of the peace and enforcement of the
19 law.

20 H.(1) Except as provided in Paragraph (A)~~(5)~~ (4) of this Section and in
21 Paragraph (2) of this Subsection, the provisions of this Section shall not prohibit
22 active justices or judges of the supreme court, courts of appeal, district courts, parish
23 courts, juvenile courts, family courts, city courts, federal courts domiciled in the state
24 of Louisiana, and traffic courts, members of either house of the legislature, officers
25 of either house of the legislature, the legislative auditor, designated investigative
26 auditors, constables, coroners, designated coroner investigators, district attorneys and
27 designated assistant district attorneys, United States attorneys and assistant United
28 States attorneys and investigators, the attorney general, designated assistant attorneys
29 general, and justices of the peace from possessing and concealing a handgun on their

1 person when such persons are qualified annually in the use of firearms by the
2 Council on Peace Officer Standards and Training.

3 * * *

4 Section 2. R.S. 14:95(A)(5) is hereby repealed in its entirety.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____