

SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 152
by Senator Miguez

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" delete "R.S. 14:95(M) and R.S. 40:1379.3(I)," and insert
3 "R.S. 9:2793.12(B) as enacted by Section 1 of Act 2 of the 2024 Second Extraordinary
4 Session, R.S. 14:95(M), and R.S. 40:1379.3(I) and (2) and the introductory paragraph of
5 1379.3(I)(3),"

6 AMENDMENT NO. 2

7 On page 1, between lines 5 and 6, insert the following:

8 "Section 1. R.S. 9:2793.12(B), as enacted by Section 1 of Act 2 of the 2024 Second
9 Extraordinary Session, is hereby amended and reenacted to read as follows:

10 §2793.12. Limitation of liability; concealed handgun permit; definitions; exceptions

11 * * *

12 B. An authorized person as defined in this Section shall not be liable for
13 damages for any injury, death, or loss suffered by a perpetrator when the injury,
14 death, or loss is caused by a justified use of force or self-defense through the
15 discharge of ~~the handgun~~ **a firearm** by the authorized person. This provision shall
16 preclude any right of action by the perpetrator, his survivors, or his heirs.

17 * * *"

18 AMENDMENT NO. 3

19 On page 1, line 6, change "Section 1" to "Section 2"

20 AMENDMENT NO. 4

21 On page 1, line 12, change "Section 2" to "Section 3" and change "40:1379.3(I) is" to
22 "40:1379.3(I) and (2) and the introductory paragraph of 1379.3(I)(3) are"

23 AMENDMENT NO. 5

24 On page 2, delete line 8 and insert the following:

25 " (2) A permittee armed with a handgun in accordance with this Section
26 or a person carrying a ~~weapon~~ **handgun** pursuant to R.S. 14:95(M) shall notify any
27 police officer who approaches the permittee in an official manner or with an
28 identified official purpose that he has a weapon on his person, submit to a pat down,
29 and allow the officer to temporarily disarm him. Whenever a law enforcement officer
30 is made aware that an individual is carrying a concealed handgun and the law
31 enforcement officer has reasonable grounds to believe that the individual is under the
32 influence of either alcohol or a controlled dangerous substance, the law enforcement
33 officer may take temporary possession of the handgun and request submission of the
34 individual to a department-certified chemical test for determination of the chemical
35 status of the individual. Whenever a law enforcement officer is made aware that an
36 individual is behaving in a criminally negligent manner as defined under the
37 provisions of this Section, or is negligent in the carrying of a concealed handgun as
38 provided for in R.S. 40:1382, the law enforcement officer may seize the handgun,
39 until adjudication by a judge, if the individual is issued a summons or arrested under
40 the provisions of R.S. 40:1382. Failure by the permittee to comply with the
41 provisions of this Paragraph shall result in a six-month automatic suspension of the
42 permit.

1 (3) The permit to carry a concealed ~~weapon~~ **handgun** shall be revoked by the
2 deputy secretary when the permittee is carrying and concealing a handgun under any
3 of the following circumstances:
4 * * *"