

2022 Regular Session

HOUSE BILL NO. 463

BY REPRESENTATIVE SEABAUGH

WEAPONS: Provides relative to the illegal carrying of weapons

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

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

14 \* \* \*

15 H.(1) Except as provided in Paragraph (A)~~(5)~~ (4) of this Section and in  
16 Paragraph (2) of this Subsection, the provisions of this Section shall not prohibit  
17 active justices or judges of the supreme court, courts of appeal, district courts, parish  
18 courts, juvenile courts, family courts, city courts, federal courts domiciled in the state  
19 of Louisiana, and traffic courts, members of either house of the legislature, officers  
20 of either house of the legislature, the legislative auditor, designated investigative  
21 auditors, constables, coroners, designated coroner investigators, district attorneys and  
22 designated assistant district attorneys, United States attorneys and assistant United  
23 States attorneys and investigators, the attorney general, designated assistant attorneys  
24 general, and justices of the peace from possessing and concealing a handgun on their  
25 person when such persons are qualified annually in the use of firearms by the  
26 Council on Peace Officer Standards and Training.

27 \* \* \*

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 R.S. 14:95(A)(5) is hereby repealed in its entirety.

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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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HB 463 Engrossed

2022 Regular Session

Seabaugh

**Abstract:** Removes the intentional concealment of any switchblade knife, spring knife, or other knife or similar instrument from the crime of illegal carrying of weapons.

Present law provides for the illegal carrying of weapons.

Proposed law amends present law to remove the intentional concealment of any switchblade knife, spring knife, or other knife or similar instrument having a blade which may be automatically unfolded or extended from a handle by the manipulation of a button, switch, latch, or similar contrivance located on the handle.

(Amends R.S. 14:95(A)(4), (G), and (H)(1); Repeals R.S. 14:95(A)(5))

Summary of Amendments Adopted by House

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

1. Make technical changes.