

**HOUSE COMMITTEE AMENDMENTS**

2018 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 231 by Senator Morrell

1 AMENDMENT NO. 1

2 On page 1, line 3, change "R.S. 14:79 (A)(4) and 95.1.3(E)," to "R.S. 14:79(A)(4), 95.1.3(E),  
3 and 95.1.4,"

4 AMENDMENT NO. 2

5 On page 1, line 7, after "purchases;" and before "to require" insert "to prohibit the illegal  
6 transfer of a firearm to a prohibited possessor;"

7 AMENDMENT NO. 3

8 On page 1, line 13, change "R.S. 14:79 (A)(4) and 95.1.3(E)" to "R.S. 14:79(A)(4),  
9 95.1.3(E), and 95.1.4"

10 AMENDMENT NO. 4

11 On page 2, line 18, after "**the**" and before "**denial**" insert "**NICS**"

12 AMENDMENT NO. 5

13 On page 2, at the end of line 19, insert a period "."

14 AMENDMENT NO. 6

15 On page 2, delete lines 20 and 21 in their entirety

16 AMENDMENT NO. 7

17 On page 2, delete lines 22 through 26 in their entirety

18 AMENDMENT NO. 8

19 On page 2, at the beginning of line 27, change "**(3)**" to "**(2)**"

20 AMENDMENT NO. 9

21 On page 3, between lines 2 and 3, insert the following:

22 **"§95.1.4. Illegal transfer of a firearm to a prohibited possessor**  
 23 **A. Illegal transfer of a firearm to a prohibited possessor is the**  
 24 **intentional giving, selling, donating, lending, delivering, or otherwise**  
 25 **transferring a firearm to any person known to the offender to be a**  
 26 **person prohibited from possessing a firearm or carrying a concealed**  
 27 **weapon under state or federal law.**  
 28 **B. Whoever commits the crime of illegal transfer of a firearm to**  
 29 **a prohibited possessor may be fined not more than two thousand five**  
 30 **hundred dollars, imprisoned for not more than one year, or both."**

31 AMENDMENT NO. 10

32 On page 5, between lines 12 and 13, insert the following:

1           "C. At the same time an order to prohibit a person from  
2 possessing a firearm or carrying a concealed weapon is issued, the court  
3 shall also cause all of the following to occur:

4           (1) Require the person to state in open court or complete an  
5 affidavit stating the number of firearms in his possession and the  
6 location of all firearms in his possession.

7           (2) Require the person to complete a firearm information form  
8 that states the number of firearms in the person's possession, the serial  
9 number of each firearm, and the location of each firearm.

10          (3) Transmit a copy of the order to transfer firearms and a copy  
11 of the firearm information form to the sheriff of the parish or the sheriff  
12 of the parish of the person's residence."

13 AMENDMENT NO. 11

14 On page 5, delete line 13 in its entirety and insert "D. The court shall, on the record and  
15 in open court, order the person to transfer all firearms in his"

16 AMENDMENT NO. 12

17 On page 5, line 15, after "hours" and before "after" insert a comma "," and insert  
18 "exclusive of legal holidays,"

19 AMENDMENT NO. 13

20 On page 5, line 16, after "issued" and before the period "." delete the comma "," and delete  
21 "exclusive of legal holidays" and insert "and a copy of the order and firearm information  
22 form is sent to the sheriff"

23 AMENDMENT NO. 14

24 On page 5, at the beginning of line 23, change "D." to "E."

25 AMENDMENT NO. 15

26 On page 5, at the beginning of line 29, change "E." to "F."

27 AMENDMENT NO. 16

28 On page 6, line 10, change "for" to "form"

29 AMENDMENT NO. 17

30 On page 7, line 5, change "D." to "D.(1)"

31 AMENDMENT NO. 18

32 On page 7, line 6, after "upon" and before "dismissal" insert "proof of"

33 AMENDMENT NO. 19

34 On page 7, line 9, after "law." delete the remainder of the line, delete lines 10 through 13 in  
35 their entirety, and insert the following:

36           "(2) The proof required by Subparagraph (1) of this Paragraph  
37 shall be a certified copy of the dismissal of a protective order or other  
38 documentation indicating the date on which the person is no longer  
39 prohibited from possessing a firearm or carrying a concealed weapon.  
40 No sheriff shall return a transferred firearm prior to receiving the

1        required documentation from either the court or the person and  
2        verifying that such documentation was also sent to state police.  
3        (3) After a firearm is returned pursuant to this Paragraph, the  
4        sheriff shall destroy the records pertaining to the returned firearms and  
5        instruct the clerk of court of that parish to destroy the pertinent  
6        records."

7        AMENDMENT NO. 20

8        On page 7, line 19, after "parish" delete the remainder of the line, delete line 20 in its  
9        entirety and insert "shall develop forms,"

10       AMENDMENT NO. 21

11       On page 7, at the end of line 24, delete "the flagging of prohibited", delete line 25 in its  
12       entirety, and insert "the proof"