

2023 Regular Session

HOUSE BILL NO. 536

BY REPRESENTATIVE GOUDEAU

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

WEAPONS/FIREARMS: Provides relative to the illegal possession of stolen firearms

1 AN ACT

2 To amend and reenact R.S. 14:69.1(A)(2), relative to illegal possession of stolen firearms;

3 to provide relative to an affirmative defense; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:69.1(A)(2) is hereby amended and reenacted to read as follows:

6 §69.1. Illegal possession of stolen firearms

7 A.

8 * * *

9 (2) It shall not be an affirmative defense to a prosecution for a violation of

10 this Section that the offender had no knowledge that the firearm was the subject of

11 any form of misappropriation.

12 * * *

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 536 Original 2023 Regular Session Goudeau

Abstract: Amends an affirmative defense to the crime of illegal possession of stolen firearms in regards to the offender's knowledge of the firearm's legality.

Present law (R.S. 14:69.1) provides for the crime of illegal possession of stolen firearms and provides for penalties.

Proposed law retains present law.

Present law (R.S. 14:69.1(A)(2)) provides it shall be an affirmative defense to prosecution that the offender had no knowledge that the firearm was the subject of any form of misappropriation.

Proposed law amends present law to provide that it shall no longer be an affirmative defense that the offender had no knowledge that the firearm was the subject of any form of misappropriation.

(Amends R.S. 14:69.1(A)(2))