

The following Ordinance was introduced by Councilperson Miller at the regularly scheduled meeting of the Winnfield City Council held on October 8, 2024, and presented for adoption by Councilperson Miller at the regularly scheduled meeting of the Winnfield City Council held November 12, 2024, to-wit

ORDINANCE NO. 11 of 2024

AN ORDINANCE TO ADD SECTION 14-48 TO THE CODE OF ORDINANCES OF THE CITY OF WINNFIELD, LOUISIANA, TO PROVIDE FOR THE CRIME OF CARRYING A DANGEROUS WEAPON IN A DANGEROUS WEAPON FREE ZONE, TO PROVIDE FOR PENALTIES FOR VIOLATION THEREOF, TO PROVIDE AN EFFECTIVE DATE THEREFOR AND TO PROVIDE FOR OTHER RELATED MATTERS.

BE IT ORDAINED by the Mayor and City Council of the City of Winnfield, Louisiana, that the Code of Ordinances, City of Winnfield, Louisiana is hereby amended by adding a section, to be numbered Section 14-48, which said section reads as follows:

Sec. 14-48. Carrying a dangerous in a dangerous weapon free zone

It shall be unlawful for any person to commit the crime of carrying a dangerous weapon in a dangerous weapon free zone.

(a) Carrying a dangerous weapon in a dangerous weapon free zone is unlawful and is the intentional possession of any knife or firearm on one's person, within such dangerous weapon free zone.

(b) For purposes of this section, the term dangerous weapon free zone shall have the following meaning:

Dangerous weapon free zone is an area inclusive of any municipal building, park or playground and the area within five hundred (500) feet of any such municipal building, park or playground.

(c) The provisions of this section shall not apply to:

(1) A federal, state, or local law enforcement officer in the performance of his official duties.

(2) The possession of a knife or firearm occurring within five hundred (500) feet of the firearm-free zone and entirely on private property or entirely within a private residence.

(3) Any constitutionally protected activities which cannot be regulated by the state, such as a dangerous weapon contained entirely within a motor vehicle.

(d) Whoever commits a crime of carrying a dangerous weapon in dangerous weapon free zone shall be subject to punishment as provided in Section 1-8 of this Code.

(e) Lack of knowledge that the prohibited act occurred on or within five hundred (500) feet of the firearm-free zone shall not be a defense.

SEVERABILITY:

BE IT FURTHER ORDAINED by the City Council of the City of Winnfield, Winn Parish, Louisiana that this ordinance is deemed severable and accordingly, should any part of portion hereof be declared invalid or unconstitutional, then the rest and remainder of the ordinance which can be enforced without regard to such invalid or unconstitutional part or portion shall remain in full

force and effect.

REPEALER

BE IT FURTHER ORDAINED by the City Council of the City of Winnfield, Winn Parish, Louisiana that all ordinances, parts of ordinances or chapters, sections, subsections or paragraphs contained in the Code of Ordinances of the City of Winnfield in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication hereof as provided by law and the expiration required legal delays.

The above ordinance was introduced for adoption at a regular meeting of the Mayor and City Council held on the 12th day of November 2024, on motion of Councilperson Dudley, seconded by Councilperson Miller, with the following vote:

BREDA	YEA: x	NAY: _____	ABSENT: _____	ABSTAINING: _____
CALDWELL	YEA: x	NAY: _____	ABSENT: _____	ABSTAINING: _____
HALL-DUDLEY	YEA: x	NAY: _____	ABSENT: _____	ABSTAINING: _____
MILLER	YEA: x	NAY: _____	ABSENT: _____	ABSTAINING: _____
PHILLIPS	YEA: x	NAY: _____	ABSENT: _____	ABSTAINING: _____

Thereupon the Mayor declared the Ordinance passed by a vote of 5 yeas and 0 nays, on the 12th day of November 2024, at the regular meeting of the Mayor and City Council of the City of Winnfield, Louisiana.

Katina Smith

Gerald Hamms

KATINA SMITH, CITY CLERK

GERALD HAMMS, MAYOR