



February 15, 2019

HOUSE BILL No. 1643

DIGEST OF HB 1643 (Updated February 12, 2019 12:01 pm - DI 133)

Citations Affected: IC 3-7; IC 14-8; IC 14-22; IC 35-31.5; IC 35-47.

Synopsis: Firearms matters. Designates the following as voter registration offices: (1) Each office affiliated with the Indiana state police. (2) Each office affiliated with the sheriff of a county. (3) Each office affiliated with a municipal law enforcement agency. Specifies that each issuance of a hunting, fishing, or trapping license shall be accompanied by a mail in voter registration form. Permits a person who may legally possess a firearm to possess a firearm on school property if the person possesses the firearm: (1) as an employee or volunteer of a house of worship located on the school property; or (2) while attending a worship service or religious ceremony conducted at a house of worship. Increases the duration of a four year handgun license to five years. Provides that an individual may simultaneously hold both a five year license and a lifetime license. Requires a law enforcement officer to whom an application for a handgun license is made to consult available local, state, and federal criminal history data banks, including the National Instant Criminal Background Check System (NICS), when determining whether possession of a firearm by an applicant would be a violation of state or federal law. Modifies the fees for certain licenses beginning July 1, 2020. Excludes certain nonexclusive uses of school property from the statutory definition of "school property".

Effective: July 1, 2019.

Smaltz, Wesco, Speedy

January 24, 2019, read first time and referred to Committee on Public Policy.
February 7, 2019, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.
February 14, 2019, reported — Do Pass.

HB 1643—LS 7537/DI 123



February 15, 2019

First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

HOUSE BILL No. 1643

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 3-7-18-2, AS AMENDED BY P.L.128-2015,
2 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 2. **(a) Except as provided in subsection (b) and**
4 **as provided in 52 U.S.C. 20506(a)(4)(A)(i) and 52 U.S.C.**
5 **20506(a)(6)(A), an agency designated under IC 3-7-19 (board of**
6 **registration offices), IC 3-7-20.5 (unemployment compensation offices**
7 **and law enforcement offices), and IC 3-7-21 (additional designated**
8 **voter registration offices) shall distribute a voter registration form**
9 **prescribed under this chapter to each person applying for assistance**
10 **from the agency whenever the applicant:**
11 (1) applies for service or assistance;
12 (2) applies for recertification or renewal of services or assistance;
13 or
14 (3) submits a change of address form relating to the service or
15 assistance;
16 unless the applicant declines in writing to register to vote.
17 **(b) A law enforcement agency is not required to distribute the**

HB 1643—LS 7537/DI 123



1 voter registration form described under subsection (a) unless a
 2 person is applying for a license to carry a handgun under
 3 IC 35-47-2-3.

4 SECTION 2. IC 3-7-20.5-1, AS AMENDED BY P.L.128-2015,
 5 SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2019]: Sec. 1. Each office of the department of employment
 7 and training services that provides assistance or services concerning
 8 unemployment compensation following locations is designated as a
 9 voter registration office under 52 U.S.C. 20506:

10 (1) Each office of the department of employment and training
 11 services that provides assistance or services concerning
 12 unemployment compensation.

13 (2) Each office affiliated with the Indiana state police.

14 (3) Each office affiliated with the sheriff of a county.

15 (4) Each office affiliated with a municipal law enforcement
 16 agency.

17 SECTION 3. IC 3-7-20.5-3 IS AMENDED TO READ AS
 18 FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. For purposes of this
 19 chapter, the executive director of the department of employment and
 20 training services is the following persons shall act as a "governing
 21 body" under IC 3-7-18:

22 (1) The executive director of the department of employment
 23 and training services.

24 (2) The superintendent of state police.

25 (3) The sheriff of a county.

26 (4) The chief of police or comparable law enforcement officer
 27 for a municipal law enforcement agency.

28 SECTION 4. IC 3-7-24-1.5 IS ADDED TO THE INDIANA CODE
 29 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 30 1, 2019]: Sec. 1.5. (a) An organization or entity that sells a hunting,
 31 fishing, or trapping license described under IC 14-22 shall be
 32 designated as a distribution site for registration by mail forms.

33 (b) The NVRA official may enter into an agreement on behalf
 34 of the commission with the board of trustees or comparable
 35 executive authority for an organization or entity described in
 36 subsection (a) to designate the organization or entity described in
 37 subsection (a) as a distribution site for registration by mail forms
 38 under this section.

39 SECTION 5. IC 14-8-2-236.5 IS ADDED TO THE INDIANA
 40 CODE AS A NEW SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2019]: Sec. 236.5. "Registration by mail
 42 form" means the mail voter registration application form as



1 **described under IC 3-7-22.**

2 SECTION 6. IC 14-22-11-2.5 IS ADDED TO THE INDIANA
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2019]: **Sec. 2.5. (a) Except as otherwise**
5 **provided, the issuance of any license described in this chapter shall**
6 **be accompanied by a registration by mail form.**

7 **(b) A person provided with a registration by mail form under**
8 **this section may refuse receipt of the registration by mail form.**
9 **The issuance of a license described under this chapter may not be**
10 **contingent upon a person:**

11 **(1) accepting the registration by mail form described in**
12 **subsection (a); or**

13 **(2) registering to vote.**

14 SECTION 7. IC 35-31.5-2-285, AS ADDED BY P.L.114-2012,
15 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2019]: **Sec. 285. (a) Except as provided in subsection (b),**
17 **"school property" means the following:**

18 (1) A building or other structure owned or rented by:

19 (A) a school corporation;

20 (B) an entity that is required to be licensed under IC 12-17.2
21 or IC 31-27;

22 (C) a private school that is not supported and maintained by
23 funds realized from the imposition of a tax on property,
24 income, or sales; or

25 (D) a federal, state, local, or nonprofit program or service
26 operated to serve, assist, or otherwise benefit children who are
27 at least three (3) years of age and not yet enrolled in
28 kindergarten, including the following:

29 (i) A Head Start program under 42 U.S.C. 9831 et seq.

30 (ii) A special education preschool program.

31 (iii) A developmental child care program for preschool
32 children.

33 (2) The grounds adjacent to and owned or rented in common with
34 a building or other structure described in subdivision (1).

35 **(b) The term does not include any portion of a school property**
36 **that is or is reasonably believed to be:**

37 **(1) used nonexclusively by an organization or program**
38 **described in subsection (a)(1) in accordance with a rental**
39 **contract, time share contract, property covenant, easement,**
40 **or other similar agreement; or**

41 **(2) owned or rented and used by a person other than an**
42 **organization or program described in subsection (a)(1) when**



1 **the property is not under the exclusive use and control of an**
 2 **organization or program described in subsection (a)(1).**

3 SECTION 8. IC 35-47-2-3, AS AMENDED BY P.L.86-2018,
 4 SECTION 335, IS AMENDED TO READ AS FOLLOWS
 5 [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) A person desiring a license
 6 to carry a handgun shall apply:

7 (1) to the chief of police or corresponding law enforcement officer
 8 of the municipality in which the applicant resides;

9 (2) if that municipality has no such officer, or if the applicant does
 10 not reside in a municipality, to the sheriff of the county in which
 11 the applicant resides after the applicant has obtained an
 12 application form prescribed by the superintendent; or

13 (3) if the applicant is a resident of another state and has a regular
 14 place of business or employment in Indiana, to the sheriff of the
 15 county in which the applicant has a regular place of business or
 16 employment.

17 The superintendent and local law enforcement agencies shall allow an
 18 applicant desiring to obtain or renew a license to carry a handgun to
 19 submit an application electronically under this chapter if funds are
 20 available to establish and maintain an electronic application system.

21 (b) The law enforcement agency which accepts an application for a
 22 handgun license shall collect the following application fees:

23 (1) From a person applying for a ~~four (4)~~ **five (5)** year handgun
 24 license, a ten dollar (\$10) application fee, five dollars (\$5) of
 25 which shall be refunded if the license is not issued.

26 (2) From a person applying for a lifetime handgun license who
 27 does not currently possess a valid Indiana handgun license, a fifty
 28 dollar (\$50) application fee, thirty dollars (\$30) of which shall be
 29 refunded if the license is not issued. **After June 30, 2020, the law**
 30 **enforcement agency shall not collect this fee.**

31 (3) From a person applying for a lifetime handgun license who
 32 currently possesses a valid Indiana handgun license, a forty dollar
 33 (\$40) application fee, thirty dollars (\$30) of which shall be
 34 refunded if the license is not issued. **After June 30, 2020, the law**
 35 **enforcement agency shall not collect this fee.**

36 Except as provided in subsection (h), the fee shall be deposited into the
 37 law enforcement agency's firearms training fund or other appropriate
 38 training activities fund and used by the agency to train law enforcement
 39 officers in the proper use of firearms or in other law enforcement
 40 duties, or to purchase firearms, firearm related equipment, or body
 41 armor (as defined in IC 35-47-5-13(a)) for the law enforcement officers
 42 employed by the law enforcement agency. The state board of accounts



1 shall establish rules for the proper accounting and expenditure of funds
2 collected under this subsection.

3 (c) The officer to whom the application is made shall ascertain the
4 applicant's name, full address, length of residence in the community,
5 whether the applicant's residence is located within the limits of any city
6 or town, the applicant's occupation, place of business or employment,
7 criminal record, if any, and convictions (minor traffic offenses
8 excepted), age, race, sex, nationality, date of birth, citizenship, height,
9 weight, build, color of hair, color of eyes, scars and marks, whether the
10 applicant has previously held an Indiana license to carry a handgun
11 and, if so, the serial number of the license and year issued, whether the
12 applicant's license has ever been suspended or revoked, and if so, the
13 year and reason for the suspension or revocation, and the applicant's
14 reason for desiring a license. **If the applicant is not a United States
15 citizen, the officer to whom the application is made shall ascertain
16 the applicant's country of citizenship, place of birth, and any alien
17 or admission number issued by United States Immigration and
18 Customs Enforcement or any successor agency as applicable.** The
19 officer to whom the application is made shall conduct an investigation
20 into the applicant's official records and verify thereby the applicant's
21 character and reputation, and shall in addition verify for accuracy the
22 information contained in the application, and shall forward this
23 information together with the officer's recommendation for approval or
24 disapproval and one (1) set of legible and classifiable fingerprints of
25 the applicant to the superintendent. **An investigation conducted under
26 this section must include the consulting of available local, state, and
27 federal criminal history data banks, including the National Instant
28 Criminal Background Check System (NICCS), to determine whether
29 possession of a firearm by an applicant would be a violation of
30 state or federal law.**

31 (d) The superintendent may make whatever further investigation the
32 superintendent deems necessary. Whenever disapproval is
33 recommended, the officer to whom the application is made shall
34 provide the superintendent and the applicant with the officer's complete
35 and specific reasons, in writing, for the recommendation of
36 disapproval.

37 (e) If it appears to the superintendent that the applicant:

- 38 (1) has a proper reason for carrying a handgun;
- 39 (2) is of good character and reputation;
- 40 (3) is a proper person to be licensed; and
- 41 (4) is:
 - 42 (A) a citizen of the United States; or



1 (B) not a citizen of the United States but is allowed to carry a
 2 firearm in the United States under federal law;
 3 the superintendent shall issue to the applicant a qualified or an
 4 unlimited license to carry any handgun lawfully possessed by the
 5 applicant. The original license shall be delivered to the licensee. A
 6 copy shall be delivered to the officer to whom the application for
 7 license was made. A copy shall be retained by the superintendent for
 8 at least ~~four (4)~~ **five (5)** years in the case of a ~~four (4)~~ **five (5)** year
 9 license. The superintendent may adopt guidelines to establish a records
 10 retention policy for a lifetime license. A ~~four (4)~~ **five (5)** year license
 11 shall be valid for a period of ~~four (4)~~ **five (5)** years from the date of
 12 issue. A lifetime license is valid for the life of the individual receiving
 13 the license. The license of police officers, sheriffs or their deputies, and
 14 law enforcement officers of the United States government who have
 15 twenty (20) or more years of service shall be valid for the life of these
 16 individuals. However, a lifetime license is automatically revoked if the
 17 license holder does not remain a proper person.

18 (f) At the time a license is issued and delivered to a licensee under
 19 subsection (e), the superintendent shall include with the license
 20 information concerning handgun safety rules that:

21 (1) neither opposes nor supports an individual's right to bear
 22 arms; and

23 (2) is:

24 (A) recommended by a nonprofit educational organization that
 25 is dedicated to providing education on safe handling and use
 26 of firearms;

27 (B) prepared by the state police department; and

28 (C) approved by the superintendent.

29 The superintendent may not deny a license under this section because
 30 the information required under this subsection is unavailable at the
 31 time the superintendent would otherwise issue a license. The state
 32 police department may accept private donations or grants to defray the
 33 cost of printing and mailing the information required under this
 34 subsection.

35 (g) A license to carry a handgun shall not be issued to any person
 36 who:

37 (1) has been convicted of a felony;

38 (2) has had a license to carry a handgun suspended, unless the
 39 person's license has been reinstated;

40 (3) is under eighteen (18) years of age;

41 (4) is under twenty-three (23) years of age if the person has been
 42 adjudicated a delinquent child for an act that would be a felony if



1 committed by an adult; or

2 (5) has been arrested for a Class A or Class B felony for an
3 offense committed before July 1, 2014, for a Level 1, Level 2,
4 Level 3, or Level 4 felony for an offense committed after June 30,
5 2014, or any other felony that was committed while armed with
6 a deadly weapon or that involved the use of violence, if a court
7 has found probable cause to believe that the person committed the
8 offense charged; or

9 **(6) is prohibited by federal law from possessing or receiving**
10 **firearms under 18 U.S.C. 922(g) through 18 U.S.C. 922(n).**

11 In the case of an arrest under subdivision (5), a license to carry a
12 handgun may be issued to a person who has been acquitted of the
13 specific offense charged or if the charges for the specific offense are
14 dismissed. The superintendent shall prescribe all forms to be used in
15 connection with the administration of this chapter.

16 (h) If the law enforcement agency that charges a fee under
17 subsection (b) is a city or town law enforcement agency, the fee shall
18 be deposited in the law enforcement continuing education fund
19 established under IC 5-2-8-2.

20 (i) If a person who holds a valid license to carry a handgun issued
21 under this chapter:

22 (1) changes the person's name;

23 (2) changes the person's address; or

24 (3) experiences a change, including an arrest or a conviction, that
25 may affect the person's status as a proper person (as defined in
26 IC 35-47-1-7) or otherwise disqualify the person from holding a
27 license;

28 the person shall, not later than thirty (30) days after the date of a
29 change described under subdivision (3), and not later than sixty (60)
30 days after the date of the change described under subdivision (1) or (2),
31 notify the superintendent, in writing, of the event described under
32 subdivision (3) or, in the case of a change under subdivision (1) or (2),
33 the person's new name or new address.

34 (j) The state police shall indicate on the form for a license to carry
35 a handgun the notification requirements of subsection (i).

36 (k) The state police department shall adopt rules under IC 4-22-2 to:

37 (1) implement an electronic application system under subsection
38 (a); and

39 (2) expedite the processing of an application made by a person
40 described in section 2.1(b) of this chapter.

41 Rules adopted under this section must require the superintendent to
42 keep on file one (1) set of classifiable and legible fingerprints from



1 every person who has received a license to carry a handgun so that a
 2 person who applies to renew a license will not be required to submit an
 3 additional set of fingerprints.

4 (l) Except as provided in subsection (m), for purposes of
 5 IC 5-14-3-4(a)(1), the following information is confidential, may not
 6 be published, and is not open to public inspection:

7 (1) Information submitted by a person under this section to:

8 (A) obtain; or

9 (B) renew;

10 a license to carry a handgun.

11 (2) Information obtained by a federal, state, or local government
 12 entity in the course of an investigation concerning a person who
 13 applies to:

14 (A) obtain; or

15 (B) renew;

16 a license to carry a handgun issued under this chapter.

17 (3) The name, address, and any other information that may be
 18 used to identify a person who holds a license to carry a handgun
 19 issued under this chapter.

20 (m) Notwithstanding subsection (l):

21 (1) any information concerning an applicant for or a person who
 22 holds a license to carry a handgun issued under this chapter may
 23 be released to a federal, state, or local government entity:

24 (A) for law enforcement purposes; or

25 (B) to determine the validity of a license to carry a handgun;
 26 and

27 (2) general information concerning the issuance of licenses to
 28 carry handguns in Indiana may be released to a person conducting
 29 journalistic or academic research, but only if all personal
 30 information that could disclose the identity of any person who
 31 holds a license to carry a handgun issued under this chapter has
 32 been removed from the general information.

33 (n) A person who knowingly or intentionally violates this section
 34 commits a Class B misdemeanor.

35 SECTION 9. IC 35-47-2-4, AS AMENDED BY P.L.17-2017,
 36 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2019]: Sec. 4. (a) Licenses to carry handguns shall be either
 38 qualified or unlimited, and are valid for:

39 (1) ~~four (4)~~ **five (5)** years from the date of issue in the case of a
 40 ~~four (4)~~ **five (5)** year license; or

41 (2) the life of the individual receiving the license in the case of a
 42 lifetime license.



1 A qualified license shall be issued for hunting and target practice. **An**
 2 **individual may separately apply for and simultaneously hold both**
 3 **a five (5) year license and a lifetime license.** The superintendent may
 4 adopt rules imposing limitations on the use and carrying of handguns
 5 under a license when handguns are carried by a licensee as a condition
 6 of employment. Unlimited licenses shall be issued for the purpose of
 7 the protection of life and property.

8 **(b) This subsection expires June 30, 2020.** In addition to the
 9 application fee, the fee for:

10 (1) a qualified license shall be:

11 (A) five dollars (\$5) for a ~~four (4)~~ **five (5)** year qualified
 12 license;

13 (B) twenty-five dollars (\$25) for a lifetime qualified license
 14 from a person who does not currently possess a valid Indiana
 15 handgun license; or

16 (C) twenty dollars (\$20) for a lifetime qualified license from
 17 a person who currently possesses a valid Indiana handgun
 18 license; and

19 (2) an unlimited license shall be:

20 (A) thirty dollars (\$30) for a ~~four (4)~~ **five (5)** year unlimited
 21 license;

22 (B) seventy-five dollars (\$75) for a lifetime unlimited license
 23 from a person who does not currently possess a valid Indiana
 24 handgun license; or

25 (C) sixty dollars (\$60) for a lifetime unlimited license from a
 26 person who currently possesses a valid Indiana handgun
 27 license.

28 The superintendent shall charge a twenty dollar (\$20) fee for the
 29 issuance of a duplicate license to replace a lost or damaged license.
 30 These fees shall be deposited in accordance with subsection ~~(f)~~ **(g)**.

31 **(c) This subsection is effective July 1, 2020. In addition to the**
 32 **application fee, the fee for:**

33 **(1) a qualified license shall:**

34 **(A) not be collected for a five (5) year qualified license;**

35 **(B) be five dollars (\$5) for a lifetime qualified license from**
 36 **a person who does not currently possess a valid Indiana**
 37 **handgun license; and**

38 **(C) be five dollars (\$5) for a lifetime qualified license from**
 39 **a person who currently possesses a valid Indiana handgun**
 40 **license; and**

41 **(2) an unlimited license shall:**

42 **(A) not be collected for a five (5) year unlimited license;**



1 **(B) shall be thirty dollars (\$30) for a lifetime unlimited**
 2 **license from a person who does not currently possess a**
 3 **valid Indiana handgun license; and**

4 **(C) shall be thirty dollars (\$30) for a lifetime unlimited**
 5 **license from a person who currently possesses a valid**
 6 **Indiana handgun license.**

7 **The superintendent shall charge a twenty dollar (\$20) fee for the**
 8 **issuance of a duplicate license to replace a lost or damaged license.**
 9 **These fees shall be deposited in accordance with subsection (g).**

10 ~~(e)~~ **(d)** Licensed dealers are exempt from the payment of fees
 11 specified in ~~subsection~~ **subsections (b) and (c)** for a qualified license
 12 or an unlimited license.

13 ~~(d)~~ **(e)** The following officers of this state or the United States who
 14 have been honorably retired by a lawfully created pension board or its
 15 equivalent after at least twenty (20) years of service or because of a
 16 disability are exempt from the payment of fees specified in ~~subsection~~
 17 **subsections (b) and (c):**

- 18 (1) Police officers.
- 19 (2) Sheriffs or their deputies.
- 20 (3) Law enforcement officers.
- 21 (4) Correctional officers.

22 ~~(e)~~ **(f)** The following officers described in section 3(e) of this
 23 chapter who have at least twenty (20) years of service are exempt from
 24 the payment of fees for a lifetime qualified license or a lifetime
 25 unlimited license specified in ~~subsection~~ **subsections (b) and (c):**

- 26 (1) Police officers.
- 27 (2) Sheriffs or their deputies.
- 28 (3) Law enforcement officers of the United States government.

29 ~~(f)~~ **(g)** Fees collected under this section shall be deposited in the
 30 state general fund.

31 ~~(g)~~ **(h)** The superintendent may not issue a lifetime qualified license
 32 or a lifetime unlimited license to a person who is a resident of another
 33 state. The superintendent may issue a ~~four (4)~~ **five (5)** year qualified
 34 license or a ~~four (4)~~ **five (5)** year unlimited license to a person who is
 35 a resident of another state and who has a regular place of business or
 36 employment in Indiana as described in section 3(a)(3) of this chapter.

37 ~~(h)~~ **(i)** A person who knowingly or intentionally violates this section
 38 commits a Class B misdemeanor.

39 **(j) If the Bureau of Alcohol, Tobacco, Firearms and Explosives**
 40 **certifies the five (5) year license described under this section as a**
 41 **valid National Instant Criminal Background Check System (NICS)**
 42 **compliant background check for firearm purchases:**



- 1 **(1) a five (5) year license issued under this section must**
- 2 **conspicuously display the term "Brady Exempt"; and**
- 3 **(2) a person bearing a valid license described in subdivision**
- 4 **(1) is exempt from undergoing a:**
- 5 **(A) state; or**
- 6 **(B) federal;**
- 7 **background check when purchasing a firearm.**
- 8 SECTION 10. IC 35-47-9-1, AS AMENDED BY P.L.157-2014,
- 9 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 10 JULY 1, 2019]: Sec. 1. (a) This chapter does not apply to the following:
- 11 (1) A:
- 12 (A) federal;
- 13 (B) state; or
- 14 (C) local;
- 15 law enforcement officer.
- 16 (2) A person who may legally possess a firearm and who has been
- 17 authorized by:
- 18 (A) a school board (as defined by IC 20-26-9-4); or
- 19 (B) the body that administers a charter school established
- 20 under IC 20-24;
- 21 to carry a firearm in or on school property.
- 22 (3) Except as provided in subsection (b) or (c), a person who:
- 23 (A) may legally possess a firearm; and
- 24 (B) possesses the firearm in a motor vehicle.
- 25 (4) A person who is a school resource officer, as defined in
- 26 IC 20-26-18.2-1.
- 27 (5) Except as provided in subsection (b) or (c), a person who:
- 28 (A) may legally possess a firearm; and
- 29 (B) possesses only a firearm that is:
- 30 (i) locked in the trunk of the person's motor vehicle;
- 31 (ii) kept in the glove compartment of the person's locked
- 32 motor vehicle; or
- 33 (iii) stored out of plain sight in the person's locked motor
- 34 vehicle.
- 35 **(6) A person who:**
- 36 **(A) may legally possess a firearm; and**
- 37 **(B) possesses a firearm on school property in connection**
- 38 **with or while:**
- 39 **(i) attending a worship service or religious ceremony**
- 40 **conducted at a house of worship located on the school**
- 41 **property; or**
- 42 **(ii) carrying out the person's official duties at a house of**



1 **worship located on the school property, if the person is**
2 **employed by or a volunteer at the house of worship.**
3 **This subdivision does not affect the right of a property owner**
4 **to prohibit, in whole or in part, the possession of a firearm on**
5 **a property where a school or house of worship is located.**
6 (b) For purposes of subsection (a)(3) and (a)(5), a person does not
7 include a person who is:
8 (1) enrolled as a student in any high school except if the person is
9 a high school student and is a member of a shooting sports team
10 and the school's principal has approved the person keeping a
11 firearm concealed in the person's motor vehicle on the days the
12 person is competing or practicing as a member of a shooting
13 sports team; or
14 (2) a former student of the school if the person is no longer
15 enrolled in the school due to a disciplinary action within the
16 previous twenty-four (24) months.
17 (c) For purposes of subsection (a)(3) and (a)(5), a motor vehicle
18 does not include a motor vehicle owned, leased, or controlled by a
19 school or school district unless the person who possesses the firearm
20 is authorized by the school or school district to possess a firearm.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1643, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 9, line 34, delete "be five dollars (\$5)" and insert "**not be collected**".

Page 9, line 35, delete "not be collected" and insert "**be five dollars (\$5)**".

Page 9, line 38, delete "not be collected" and insert "**be five dollars (\$5)**".

Page 9, line 42, delete "be thirty dollars (\$30)" and insert "**not be collected**".

Page 10, line 2, delete "not be collected" and insert "**shall be thirty dollars (\$30)**".

Page 10, line 5, delete "not be collected" and insert "**shall be thirty dollars (\$30)**".

Page 11, line 36, delete "Unless the person knows or reasonably should know that" and insert "**A person who:**".

Page 11, delete lines 37 through 39.

and when so amended that said bill do pass.

(Reference is to HB 1643 as introduced.)

SMALTZ

Committee Vote: yeas 13, nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1643, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1643 as printed February 8, 2019.)

HUSTON

Committee Vote: Yeas 16, Nays 6

HB 1643—LS 7537/DI 123

