



January 10, 2020

SENATE BILL No. 127

DIGEST OF SB 127 (Updated January 8, 2020 4:29 pm - DI 135)

Citations Affected: IC 21-17; IC 35-31.5; IC 35-47.

Synopsis: Handgun training. Requires a person who applies after December 31, 2020, for a license to carry a handgun to first complete an eight hour handgun safety and training program, unless the person is a law enforcement officer, a retired law enforcement officer, or an active or honorably discharged member of the armed forces of the United States. Eliminates a requirement that an applicant for a handgun license must inform the officer to whom the application is made of the reason the applicant is applying for the license. Makes conforming amendments.

Effective: July 1, 2020.

Breaux

January 6, 2020, read first time and referred to Committee on Rules and Legislative Procedure.

January 9, 2020, amended; reassigned to Committee on Judiciary.

SB 127—LS 6360/DI 13



January 10, 2020

Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

SENATE BILL No. 127

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 21-17-5-6, AS AMENDED BY P.L.107-2019,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2020]: Sec. 6. Whenever a police officer retires after at least
4 twenty (20) years of service, the police officer may retain the officer's
5 service weapon. The officer is entitled to receive, in recognition of the
6 service to the educational institution and the public, a badge that
7 indicates that the officer is retired. Upon retirement, the state police
8 department shall issue to the police officer an identification card that:
9 (1) states the police officer's name and rank at retirement;
10 (2) states the officer's retired status; and
11 (3) notes the officer's authority to retain the service weapon.
12 A retired police officer described in this section is entitled to a lifetime
13 license to carry a handgun as described under ~~IC 35-47-2-3(f)~~.
14 **IC 35-47-2-3(g)**.
15 SECTION 2. IC 35-31.5-2-185, AS AMENDED BY P.L.238-2015,
16 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2020]: Sec. 185. (a) "Law enforcement officer" means:

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- 1 (1) a police officer (including a correctional police officer),
 2 sheriff, constable, marshal, prosecuting attorney, special
 3 prosecuting attorney, special deputy prosecuting attorney, the
 4 securities commissioner, or the inspector general;
 5 (2) a deputy of any of those persons;
 6 (3) an investigator for a prosecuting attorney or for the inspector
 7 general;
 8 (4) a conservation officer;
 9 (5) an enforcement officer of the alcohol and tobacco
 10 commission;
 11 (6) an enforcement officer of the securities division of the office
 12 of the secretary of state; or
 13 (7) a gaming agent employed under IC 4-33-4.5 or a gaming
 14 control officer employed by the gaming control division under
 15 IC 4-33-20.
- 16 (b) "Law enforcement officer", for purposes of IC 35-42-2-1,
 17 includes an alcoholic beverage enforcement officer, as set forth in
 18 IC 35-42-2-1.
- 19 (c) "Law enforcement officer", for purposes of IC 35-45-15,
 20 includes a federal enforcement officer, as set forth in IC 35-45-15-3.
- 21 (d) "Law enforcement officer", for purposes of IC 35-44.1-3-1 and
 22 IC 35-44.1-3-2, includes a school resource officer (as defined in
 23 IC 20-26-18.2-1) and a school corporation police officer appointed
 24 under IC 20-26-16.
- 25 **(e) "Law enforcement officer", for purposes of IC 35-47-15-3,**
 26 **means a person described in subsections (a) through (d).**
- 27 SECTION 3. IC 35-47-2-3, AS AMENDED BY P.L.107-2019,
 28 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2020]: Sec. 3. (a) A person desiring a license to carry a
 30 handgun shall apply:
 31 (1) to the chief of police or corresponding law enforcement officer
 32 of the municipality in which the applicant resides;
 33 (2) if that municipality has no such officer, or if the applicant does
 34 not reside in a municipality, to the sheriff of the county in which
 35 the applicant resides after the applicant has obtained an
 36 application form prescribed by the superintendent; or
 37 (3) if the applicant is a resident of another state and has a regular
 38 place of business or employment in Indiana, to the sheriff of the
 39 county in which the applicant has a regular place of business or
 40 employment.
- 41 The superintendent and local law enforcement agencies shall allow an
 42 applicant desiring to obtain or renew a license to carry a handgun to



1 submit an application electronically under this chapter if funds are
2 available to establish and maintain an electronic application system.

3 (b) This subsection applies before July 1, 2020. The law
4 enforcement agency which accepts an application for a handgun license
5 shall collect the following application fees:

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

9 (2) From a person applying for a lifetime handgun license who
10 does not currently possess a valid Indiana handgun license, a fifty
11 dollar (\$50) application fee, thirty dollars (\$30) of which shall be
12 refunded if the license is not issued.

13 (3) From a person applying for a lifetime handgun license who
14 currently possesses a valid Indiana handgun license, a forty dollar
15 (\$40) application fee, thirty dollars (\$30) of which shall be
16 refunded if the license is not issued.

17 Except as provided in subsection (i); (j), the fee shall be deposited into
18 the law enforcement agency's firearms training fund or other
19 appropriate training activities fund and used by the agency to train law
20 enforcement officers in the proper use of firearms or in other law
21 enforcement duties, or to purchase firearms, firearm related equipment,
22 or body armor (as defined in IC 35-47-5-13(a)) for the law enforcement
23 officers employed by the law enforcement agency. The state board of
24 accounts shall establish rules for the proper accounting and expenditure
25 of funds collected under this subsection.

26 (c) This subsection applies after June 30, 2020. The law
27 enforcement agency which accepts an application for a handgun license
28 shall not collect a fee from a person applying for a five (5) year
29 handgun license and shall collect the following application fees:

30 (1) From a person applying for a lifetime handgun license who
31 does not currently possess a valid Indiana handgun license, a fifty
32 dollar (\$50) application fee, thirty dollars (\$30) of which shall be
33 refunded if the license is not issued.

34 (2) From a person applying for a lifetime handgun license who
35 currently possesses a valid Indiana handgun license, a forty dollar
36 (\$40) application fee, thirty dollars (\$30) of which shall be
37 refunded if the license is not issued.

38 Except as provided in subsection (i); (j), the fee shall be deposited into
39 the law enforcement agency's firearms training fund or other
40 appropriate training activities fund and used by the agency to train law
41 enforcement officers in the proper use of firearms or in other law
42 enforcement duties, or to purchase firearms, firearm related equipment,



1 or body armor (as defined in IC 35-47-5-13(a)) for the law enforcement
 2 officers employed by the law enforcement agency. The state board of
 3 accounts shall establish rules for the proper accounting and expenditure
 4 of funds collected under this subsection.

5 (d) ~~The officer to whom the application is made shall ascertain the~~
 6 **A person desiring a license to carry a handgun shall provide the**
 7 **following information to the appropriate person described under**
 8 **subsection (a):**

9 (1) **The applicant's:**

10 (A) name;

11 (B) full address; **and**

12 (C) length of residence in the community;

13 **and, if applicable,** whether the applicant's residence is located
 14 within the limits of any city or town.

15 (2) The applicant's occupation **and** place of business or
 16 employment.

17 (3) **If applicable, the applicant's** criminal record, ~~if any,~~ **and**
 18 **including all** convictions (minor traffic offenses excepted).

19 (4) **The applicant's:**

20 (A) age;

21 (B) race;

22 (C) sex;

23 (D) nationality;

24 (E) date of birth;

25 (F) citizenship;

26 (G) height;

27 (H) weight;

28 (I) build;

29 (J) color of hair;

30 (K) color of eyes; **and**

31 (L) scars and marks, **if applicable.**

32 (5) Whether the applicant has previously held an Indiana license
 33 to carry a handgun and if so the **following information:**

34 (A) ~~The~~ serial number of the license. ~~and~~

35 (B) ~~The year issued;~~ **of issuance of the license.**

36 (C) Whether the applicant's license has ever been suspended
 37 or revoked. ~~and if so;~~

38 (D) The year and reason for ~~the any~~ suspension or revocation
 39 ~~and the applicant's reason for desiring a license:~~ **described**
 40 **under clause (C).**

41 (6) **For an application submitted after December 31, 2020:**

42 (A) **a certificate signifying that the person has successfully**



1 **completed a handgun safety and training program that**
 2 **meets the requirements set forth in section 3.5 of this**
 3 **chapter; or**
 4 **(B) documentary evidence that the person is exempt under**
 5 **section 3.5(d) of this chapter from the handgun safety and**
 6 **training program requirement because the person is a law**
 7 **enforcement officer, a retired law enforcement officer, or**
 8 **an active or honorably discharged member of the armed**
 9 **forces of the United States. The state police department**
 10 **shall determine what documentary evidence is sufficient to**
 11 **establish an exemption under this clause.**

12 (e) If the applicant is not a United States citizen, the officer to whom
 13 the application is made shall ascertain the ~~applicant's~~ **following**
 14 **information about the applicant:**

- 15 (1) Country of citizenship.
 16 (2) Place of birth. ~~and~~
 17 (3) Any alien or admission number issued by:
 18 (A) the United States Citizenship and Immigration Services;
 19 or
 20 (B) the United States Customs and Border Protection; or
 21 (C) any successor agency as applicable.

22 The officer to whom the application is made shall conduct an
 23 investigation into the applicant's official records and verify thereby the
 24 applicant's character and reputation, and shall in addition verify for
 25 accuracy the information contained in the application, and shall
 26 forward this information together with the officer's recommendation for
 27 approval or disapproval and one (1) set of legible and classifiable
 28 fingerprints of the applicant to the superintendent. An investigation
 29 conducted under this section must include the consulting of available
 30 local, state, and federal criminal history data banks, including the
 31 National Instant Criminal Background Check System (NICS), to
 32 determine whether possession of a firearm by an applicant would be a
 33 violation of state or federal law.

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

- 40 ~~(f)~~ (g) If it appears to the superintendent that the applicant:
 41 ~~(1)~~ (1) has a proper reason for carrying a handgun;
 42 ~~(2)~~ (1) is of good character and reputation;



- 1 ~~(3)~~ **(2)** is a proper person to be licensed; and
 2 ~~(4)~~ **(3)** is:
 3 (A) a citizen of the United States; or
 4 (B) not a citizen of the United States but is allowed to carry a
 5 firearm in the United States under federal law;
 6 the superintendent shall issue to the applicant a qualified or an
 7 unlimited license to carry any handgun lawfully possessed by the
 8 applicant. The original license shall be delivered to the licensee. A
 9 copy shall be delivered to the officer to whom the application for
 10 license was made. A copy shall be retained by the superintendent for
 11 at least five (5) years in the case of a five (5) year license. The
 12 superintendent may adopt guidelines to establish a records retention
 13 policy for a lifetime license. A five (5) year license shall be valid for a
 14 period of five (5) years from the date of issue. A lifetime license is
 15 valid for the life of the individual receiving the license. The license of
 16 police officers, sheriffs or their deputies, and law enforcement officers
 17 of the United States government who have twenty (20) or more years
 18 of service shall be valid for the life of these individuals. However, a
 19 lifetime license is automatically revoked if the license holder does not
 20 remain a proper person.
 21 ~~(g)~~ **(h)** At the time a license is issued and delivered to a licensee
 22 under subsection ~~(f)~~, **(g)**, the superintendent shall include with the
 23 license information concerning handgun safety rules that:
 24 (1) neither opposes nor supports an individual's right to bear
 25 arms; and
 26 (2) is:
 27 (A) recommended by a nonprofit educational organization that
 28 is dedicated to providing education on safe handling and use
 29 of firearms;
 30 (B) prepared by the state police department; and
 31 (C) approved by the superintendent.
 32 The superintendent may not deny a license under this section because
 33 the information required under this subsection is unavailable at the
 34 time the superintendent would otherwise issue a license. The state
 35 police department may accept private donations or grants to defray the
 36 cost of printing and mailing the information required under this
 37 subsection.
 38 ~~(h)~~ **(i)** A license to carry a handgun shall not be issued to any person
 39 who:
 40 (1) has been convicted of a felony;
 41 (2) has had a license to carry a handgun suspended, unless the
 42 person's license has been reinstated;



- 1 (3) is under eighteen (18) years of age;
 2 (4) is under twenty-three (23) years of age if the person has been
 3 adjudicated a delinquent child for an act that would be a felony if
 4 committed by an adult;
 5 (5) has been arrested for a Class A or Class B felony for an
 6 offense committed before July 1, 2014, for a Level 1, Level 2,
 7 Level 3, or Level 4 felony for an offense committed after June 30,
 8 2014, or any other felony that was committed while armed with
 9 a deadly weapon or that involved the use of violence, if a court
 10 has found probable cause to believe that the person committed the
 11 offense charged; or
 12 (6) is prohibited by federal law from possessing or receiving
 13 firearms under 18 U.S.C. 922(g).

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

19 (†) (j) If the law enforcement agency that charges a fee under
 20 subsection (b) or (c) is a city or town law enforcement agency, the fee
 21 shall be deposited in the law enforcement continuing education fund
 22 established under IC 5-2-8-2.

23 (†) (k) If a person who holds a valid license to carry a handgun
 24 issued under this chapter:

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

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

37 (†) (l) The state police shall indicate on the form for a license to
 38 carry a handgun the notification requirements of subsection (†) (k).

39 (†) (m) The state police department shall adopt rules under
 40 IC 4-22-2 to:

- 41 (1) implement an electronic application system under subsection
 42 (a); and



- 1 (2) expedite the processing of an application made by a person
 2 described in section 2.1(b) of this chapter.
 3 Rules adopted under this section must require the superintendent to
 4 keep on file one (1) set of classifiable and legible fingerprints from
 5 every person who has received a license to carry a handgun so that a
 6 person who applies to renew a license will not be required to submit an
 7 additional set of fingerprints.
- 8 ~~(m)~~ **(n)** Except as provided in subsection ~~(m)~~; **(o)**, for purposes of
 9 IC 5-14-3-4(a)(1), the following information is confidential, may not
 10 be published, and is not open to public inspection:
- 11 (1) Information submitted by a person under this section to:
 12 (A) obtain; or
 13 (B) renew;
 14 a license to carry a handgun.
- 15 (2) Information obtained by a federal, state, or local government
 16 entity in the course of an investigation concerning a person who
 17 applies to:
 18 (A) obtain; or
 19 (B) renew;
 20 a license to carry a handgun issued under this chapter.
- 21 (3) The name, address, and any other information that may be
 22 used to identify a person who holds a license to carry a handgun
 23 issued under this chapter.
- 24 ~~(m)~~ **(o)** Notwithstanding subsection ~~(m)~~; **(n)**:
- 25 (1) any information concerning an applicant for or a person who
 26 holds a license to carry a handgun issued under this chapter may
 27 be released to a federal, state, or local government entity:
 28 (A) for law enforcement purposes; or
 29 (B) to determine the validity of a license to carry a handgun;
 30 and
- 31 (2) general information concerning the issuance of licenses to
 32 carry handguns in Indiana may be released to a person conducting
 33 journalistic or academic research, but only if all personal
 34 information that could disclose the identity of any person who
 35 holds a license to carry a handgun issued under this chapter has
 36 been removed from the general information.
- 37 ~~(o)~~ **(p)** A person who knowingly or intentionally violates this section
 38 commits a Class B misdemeanor.
- 39 SECTION 4. IC 35-47-2-3.5 IS ADDED TO THE INDIANA CODE
 40 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 41 1, 2020]: **Sec. 3.5. (a) Except as provided in subsection (d), a person
 42 who applies after December 31, 2020, for a license to carry a**



- 1 handgun must:
- 2 (1) successfully complete a handgun safety and training
- 3 program that meets the requirements of this section; and
- 4 (2) certify under section 3(d)(6)(A) of this chapter the person's
- 5 successful completion of the handgun safety and training
- 6 program;
- 7 before a license to carry a handgun may be issued to the applicant
- 8 under this chapter.
- 9 (b) A handgun safety and training program must meet the
- 10 following requirements:
- 11 (1) The program must consist of at least eight (8) hours of
- 12 instruction, as specified in this section.
- 13 (2) The:
- 14 (A) program must be certified by a state or national
- 15 firearms training organization; and
- 16 (B) instructor must be:
- 17 (i) certified by a state or national firearms training
- 18 organization; and
- 19 (ii) qualified to teach an eight (8) hour handgun safety
- 20 and training program.
- 21 (3) The program must provide at least five (5) hours of
- 22 instruction in the following:
- 23 (A) The safe storage, use, and handling of a handgun,
- 24 including safe storage, use, and handling to protect child
- 25 safety.
- 26 (B) Knowledge of ammunition.
- 27 (C) Handgun firing positions.
- 28 (D) Firearms and the law, including civil liability issues
- 29 and the use of deadly force. The instruction in the subject
- 30 described in this clause must be provided by an attorney or
- 31 a person trained in the use of deadly force.
- 32 (E) Avoiding a criminal attack and controlling a violent
- 33 confrontation.
- 34 (F) All laws that apply to carrying a concealed handgun in
- 35 Indiana.
- 36 (4) The program must:
- 37 (A) provide at least three (3) hours of instruction on a
- 38 firing range; and
- 39 (B) require the firing of at least forty-five (45) rounds of
- 40 ammunition.
- 41 (5) The program must provide to a person who successfully
- 42 completes the program a certificate of completion stating



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that:

- (A) the program complies with this section; and**
- (B) the person has successfully completed the program.**

The certificate must contain the printed name and signature of the instructor who instructed the person.

(c) A person who grants a certificate of completion described in subsection (b)(5) to an individual knowing that the individual did not satisfactorily complete the program commits a Level 6 felony.

(d) The following individuals are not required to complete the handgun safety and training program described in this section:

- (1) A law enforcement officer (as defined in IC 35-47-15-3).**
- (2) A retired law enforcement officer who is authorized to carry a weapon under IC 35-47-15.**
- (3) An active or honorably discharged member of the armed forces of the United States (as defined in IC 10-18-9-1).**

A person described in this subsection who applies after December 31, 2020, for a license to carry a handgun must submit documentary evidence showing that the person is exempt from the requirement to complete the handgun safety and training program under section 3(d)(6)(B) of this chapter if the person wishes to claim the exemption.

(e) A person described in subsection (d) may, at the person's discretion, participate in the handgun safety and training program and obtain a license to carry a handgun on the same basis as a person not described in subsection (d).

SECTION 5. IC 35-47-2-4, AS AMENDED BY P.L.107-2019, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 4. (a) Licenses to carry handguns shall be either qualified or unlimited, and are valid for:

- (1) five (5) years from the date of issue in the case of a five (5) year license; or**
- (2) the life of the individual receiving the license in the case of a lifetime license.**

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

(b) This subsection applies before July 1, 2020. In addition to the application fee, the fee for:



- 1 (1) a qualified license shall be:
- 2 (A) five dollars (\$5) for a five (5) year qualified license;
- 3 (B) twenty-five dollars (\$25) for a lifetime qualified license
- 4 from a person who does not currently possess a valid Indiana
- 5 handgun license; or
- 6 (C) twenty dollars (\$20) for a lifetime qualified license from
- 7 a person who currently possesses a valid Indiana handgun
- 8 license; and
- 9 (2) an unlimited license shall be:
- 10 (A) thirty dollars (\$30) for a five (5) year unlimited license;
- 11 (B) seventy-five dollars (\$75) for a lifetime unlimited license
- 12 from a person who does not currently possess a valid Indiana
- 13 handgun license; or
- 14 (C) sixty dollars (\$60) for a lifetime unlimited license from a
- 15 person who currently possesses a valid Indiana handgun
- 16 license.

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

20 (c) This subsection applies after June 30, 2020. In addition to the
 21 application fee, the fee for:

- 22 (1) a qualified license is:
- 23 (A) zero dollars (\$0) for a five (5) year qualified license;
- 24 (B) twenty-five dollars (\$25) for a lifetime qualified license
- 25 from a person who does not currently possess a valid Indiana
- 26 handgun license; and
- 27 (C) twenty dollars (\$20) for a lifetime qualified license from
- 28 a person who currently possesses a valid Indiana handgun
- 29 license; and
- 30 (2) an unlimited license is:
- 31 (A) zero dollars (\$0) for a five (5) year unlimited license;
- 32 (B) seventy-five dollars (\$75) for a lifetime unlimited license
- 33 from a person who does not currently possess a valid Indiana
- 34 handgun license; and
- 35 (C) sixty dollars (\$60) for a lifetime unlimited license from a
- 36 person who currently possesses a valid Indiana handgun
- 37 license.

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

41 (d) Licensed dealers are exempt from the payment of fees specified
 42 in subsections (b) and (c) for a qualified license or an unlimited



- 1 license.
- 2 (e) The following officers of this state or the United States who have
- 3 been honorably retired by a lawfully created pension board or its
- 4 equivalent after at least twenty (20) years of service or because of a
- 5 disability are exempt from the payment of fees specified in subsections
- 6 (b) and (c):
- 7 (1) Police officers.
- 8 (2) Sheriffs or their deputies.
- 9 (3) Law enforcement officers.
- 10 (4) Correctional officers.
- 11 (f) The following officers described in section ~~3(f)~~ **3(g)** of this
- 12 chapter who have at least twenty (20) years of service are exempt from
- 13 the payment of fees for a lifetime qualified license or a lifetime
- 14 unlimited license specified in subsections (b) and (c):
- 15 (1) Police officers.
- 16 (2) Sheriffs or their deputies.
- 17 (3) Law enforcement officers of the United States government.
- 18 (g) Fees collected under this section shall be deposited in the state
- 19 general fund.
- 20 (h) The superintendent may not issue a lifetime qualified license or
- 21 a lifetime unlimited license to a person who is a resident of another
- 22 state. The superintendent may issue a five (5) year qualified license or
- 23 a five (5) year unlimited license to a person who is a resident of another
- 24 state and who has a regular place of business or employment in Indiana
- 25 as described in section 3(a)(3) of this chapter.
- 26 (i) A person who knowingly or intentionally violates this section
- 27 commits a Class B misdemeanor.
- 28 SECTION 6. IC 35-47-2-5, AS AMENDED BY P.L.107-2019,
- 29 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 30 JULY 1, 2020]: Sec. 5. (a) The superintendent may suspend or revoke
- 31 any license issued under this chapter if the superintendent has
- 32 reasonable grounds to believe that the person's license should be
- 33 suspended or revoked.
- 34 (b) Documented evidence that a person is not a "proper person" to
- 35 be licensed as defined by IC 35-47-1-7, or is prohibited under section
- 36 ~~3(h)(5)~~ **(3)(i)(5)** of this chapter from being issued a license, shall be
- 37 grounds for immediate suspension or revocation of a license previously
- 38 issued under this chapter. However, if a license is suspended or
- 39 revoked based solely on an arrest under section ~~3(h)(5)~~ **(3)(i)(5)** of this
- 40 chapter, the license shall be reinstated upon the acquittal of the
- 41 defendant in that case or upon the dismissal of the charges for the
- 42 specific offense.



1 (c) A person who knowingly or intentionally fails to promptly return
2 the person's license after written notice of suspension or revocation
3 commits a Class A misdemeanor. The observation of a handgun license
4 in the possession of a person whose license has been suspended or
5 revoked constitutes a sufficient basis for the arrest of that person for
6 violation of this subsection.

7 (d) The superintendent shall establish rules under IC 4-22-2
8 concerning the procedure for suspending or revoking a person's license.

9 SECTION 7. IC 35-47-15-3, AS AMENDED BY P.L.114-2012,
10 SECTION 143, IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2020]: Sec. 3. As used in this chapter, "law
12 enforcement officer" has the meaning set forth in ~~IC 35-31.5-2-185.~~
13 **IC 35-31.5-2-185(e)**. The term includes an arson investigator employed
14 by the office of the state fire marshal.



COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 127, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Judiciary.

(Reference is to SB 127 as introduced.)

BRAY, Chairperson

