



March 26, 1999

**ENGROSSED
HOUSE BILL No. 1865**

DIGEST OF HB1865 (Updated March 25, 1999 9:11 am - DI 76)

Citations Affected: IC 35-47.

Synopsis: Criminal history checks for handguns. Allows the state police department to maintain a record for not more than 12 months indicating that the fee collected by a firearms dealer to offset the cost of conducting a criminal history check on a person acquiring a handgun has been transferred to the state police department by the dealer.

Effective: Upon passage.

Kuzman

(SENATE SPONSORS — MEEKS R, ALEXA)

January 26, 1999, read first time and referred to Committee on Courts and Criminal Code.
February 24, 1999, reported — Do Pass.
March 1, 1999, read second time, ordered engrossed. Engrossed.
March 3, 1999, read third time, passed. Yeas 96, nays 0.

SENATE ACTION

March 8, 1999, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.
March 25, 1999, reported favorably — Do Pass.

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EH 1865—LS 7772/DI 69+



March 26, 1999

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

ENGROSSED HOUSE BILL No. 1865

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 35-47-2.5-8 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) Except as
3 otherwise provided in this section, the state police department may not
4 maintain records in any form, including a computer data base, longer
5 than thirty (30) days after a dealer's request for a criminal history check
6 concerning a buyer or transferee who is not found to be prohibited from
7 possessing and transporting a firearm under state or federal law.
8 (b) A log of requests made to the state police department may be
9 maintained for not more than twelve (12) months, if the log consists
10 only of:
11 (1) the name of the purchaser;
12 (2) the dealer identification number;
13 (3) the unique approval number; ~~and~~
14 (4) the transaction date; **and**
15 (5) **a record indicating that the fee collected by the dealer**
16 **under section 11 of this chapter has been transferred to the**

EH 1865—LS 7772/DI 69+



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1 **state police department.**
2 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1865, 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.

DVORAK, Chair

Committee Vote: yeas 11, nays 0.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred House Bill No. 1865, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1865 as printed February 25, 1999.)

MEEKS R, Chairperson

Committee Vote: Yeas 10, Nays 1.

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