March 31, 2017

ENGROSSED
HOUSE BILL No. 1071

DIGEST OF HB 1071 (Updated March 29, 2017 6:06 pm - DI 106)

Citations Affected: Noncode.

Synopsis: Handgun study. Urges the legislative council to assign to the appropriate study committee the topics of: (1) constitutional carry; and (2) permitting a person protected by an order of protection to carry a handgun without a license.

Effective: Upon passage.

Eberhart, Kirchhofer, Mayfield, Goodin

(SENATE SPONSORS — MESSMER, FREEMAN)

January 4, 2017, read first time and referred to Committee on Public Policy.
February 14, 2017, amended, reported — Do Pass.
February 20, 2017, read second time, ordered engrossed. Engrossed.
February 21, 2017, read third time, passed. Yeas 72, nays 26.

SENATE ACTION

February 23, 2017, read first time and referred to Committee on Judiciary.
March 30, 2017, amended, reported favorably — Do Pass.

March 31, 2017

First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

ENGROSSED
HOUSE BILL No. 1071

A BILL FOR AN ACT concerning criminal law and procedure.

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

SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) The general assembly urges the legislative council to assign to an appropriate study committee for study during the 2017 legislative interim the topic of permitting persons protected by a civil protection order to carry a handgun without a license for a period of time sufficient to permit the person to obtain a license to carry a handgun.**

(b) This SECTION expires November 1, 2017.

SECTION 2. [EFFECTIVE UPON PASSAGE] **(a) As used in this SECTION, "legislative council" refers to the legislative council created by IC 2-5-1.1-1.**

(b) As used in this SECTION, "study committee" means either of the following:

(1) A statutory committee established under IC 2-5.

(2) An interim study committee.

(c) The legislative council is urged to assign to the appropriate study committee the task of studying the repeal of the law that requires a person to obtain a license to carry a handgun in Indiana.

(d) If an appropriate study committee is assigned the topic

described under subsection (c), the study committee may consider, as part of its study, the following:

(1) The fiscal impact of a repeal of the handgun licensure law.

(2) The issuance and use of reciprocity licenses.

(3) Any persons who should be prohibited from possessing or carrying a handgun.

(4) The rate in which handguns are used in suicides in Indiana.

(5) The rate in which handguns are used in criminal acts in Indiana.

(e) If the topic described in subsection (c) is assigned to an interim study committee, the interim study committee shall issue to the legislative council a final report containing the interim study committee's findings and recommendations, including any recommended legislation concerning the repeal of the handgun licensure law, in an electronic format under IC 5-14-6, not later than November 1, 2017.

(f) This SECTION expires December 31, 2017.

SECTION 3. **An emergency is declared for this act.**

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1071, 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 3, line 29, delete "twenty-one (21)" and insert "**eighteen (18)**".

Page 3, after line 39, begin a new paragraph and insert:

"SECTION 3. [EFFECTIVE UPON PASSAGE] **(a) As used in this SECTION, "legislative council" refers to the legislative council created by IC 2-5-1.1-1.**

(b) As used in this SECTION, "study committee" means either of the following:

(1) A statutory committee established under IC 2-5.

(2) An interim study committee.

(c) The legislative council is urged to assign to the appropriate study committee the task of studying the repeal of the law that requires a person to obtain a license to carry a handgun in Indiana.

(d) If an appropriate study committee is assigned the topic described under subsection (c), the study committee may consider, as part of its study, the following:

(1) The fiscal impact of a repeal of the handgun licensure law.

(2) The issuance and use of reciprocity licenses.

(3) Any persons who should be prohibited from possessing or carrying a handgun.

(4) The rate in which handguns are used in suicides in Indiana.

(5) The rate in which handguns are used in criminal acts in Indiana.

(e) If the topic described in subsection (c) is assigned to an interim study committee, the interim study committee shall issue to the legislative council a final report containing the interim study committee's findings and recommendations, including any recommended legislation concerning the repeal of the handgun licensure law, in an electronic format under IC 5-14-6, not later than November 1, 2017.

(f) This SECTION expires December 31, 2017.

SECTION 4. **An emergency is declared for this act.**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1071 as introduced.)

SMALTZ

Committee Vote: yeas 8, nays 4.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred House Bill No. 1071, 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 the title and insert the following:

A BILL FOR AN ACT concerning criminal law and procedure.

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) The general assembly urges the legislative council to assign to an appropriate study committee for study during the 2017 legislative interim the topic of permitting persons protected by a civil protection order to carry a handgun without a license for a period of time sufficient to permit the person to obtain a license to carry a handgun.**

(b) This SECTION expires November 1, 2017.".

Delete page 2.

Page 3, delete lines 1 through 39.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1071 as printed February 15, 2017.)

BRAY, Chairperson

Committee Vote: Yeas 9, Nays 0.