

**H.B. 395**  
**FIREARMS AMENDMENTS**

Representative **Stephen E. Sandstrom** proposes the following amendments:

1. *Page 1, Lines 14 through 22:*

14 This bill:

\*\*\* *Some lines not shown* \*\*\*

15 ▶ provides that the Bureau of Criminal Identification may, rather than shall, deny,  
16 suspend, or revoke a concealed firearm permit on the basis of an indictment for a  
17 crime of violence in any state, but shall reverse that action upon notice of dismissal  
18 of the indictment or acquittal;

19 ▶ provides an affirmative defense for Category I and II restricted persons charged with  
20 possession or transfer of firearms or other dangerous weapons;

21 ▶ makes it a crime to sell, transfer, or dispose of a firearm ~~{or ammunition}~~ to a  
22 Category I or Category II restricted person;

2. *Page 3, Lines 71 through 75:*

71 (D) indicted **or bound over** for a crime of violence in any state.

72 (ii) The bureau shall immediately reverse any action taken that was based primarily on  
73 an indictment **or bindover** under Subsection (3)(a)(i)(D) upon notice:

74 (A) that the indictment **or bindover** has been dismissed; or

75 (B) of acquittal of the person charged ~~{in the indictment}~~ .

3. *Page 8, Lines 241 through 242:*

241 (b) any dangerous weapon other than a firearm ~~{or ammunition}~~ is guilty of a third  
242 degree felony.

4. *Page 9, Lines 246 through 247:*

246 (b) any dangerous weapon other than a firearm ~~{or ammunition}~~ is guilty of a class A  
247 misdemeanor.

5. *Page 9, Lines 266 through 268:*

266 (v) unless a different time is ordered by the ~~{sentencing}~~ court, was transferred within 10  
267 days of the ~~{person's sentencing or release from incarceration for the offense for which the~~  
268 ~~person became}~~ **person becoming** a restricted person.

6. Page 9, Lines 271 through 274:

271           (8) (a) A person may not knowingly solicit, persuade, encourage or entice a dealer or other person to sell, transfer or otherwise dispose of a firearm or dangerous weapon under circumstances which the person knows would be a violation of the law.

(b) A person may not provide to a dealer or other person what the person knows to be materially false information with intent to deceive the dealer or other person about the legality of a sale, transfer or other disposition of a firearm or dangerous weapon.

(c) "Materially false information" means information that portrays an illegal transaction as legal or a legal transaction as illegal.

(d) A person who violates this Subsection (8) is guilty of:

(i) a third degree felony if the transaction involved a firearm; or

(ii) a class A misdemeanor if the transaction involved a dangerous weapon other than a firearm.   {~~No person may sell, transfer, or otherwise dispose of any firearm, dangerous~~

272 ~~weapon, or ammunition to any person, knowing or having reasonable cause to believe that the~~  
273 ~~recipient is either a Category I restricted person or a Category II restricted person.~~

274 ~~—— (9) A person who violates Subsection (8) is guilty of a second degree felony. }~~