

## H.B. 152

# VOLUNTARY COMMITMENT OF A FIREARM AMENDMENTS

Representative **A. Cory Maloy** proposes the following amendments:

1. *Page 1, Lines 12 through 14:*

12 This bill:

13 ▶ defines " ~~{owner}~~ cohabitant" as ~~{anyone}~~ any adult living in the home ~~{with~~  
an ownership interest

14 in the firearm} .

2. *Page 1, Line 27 through Page 2, Line 31:*

27 (1) As used in this section, " ~~{owner}~~ cohabitant" means ~~{any}~~ any individual 18  
years of age or older residing in the

28 home who ~~{has an ownership interest in a firearm in the home}~~ :

(a) is living as if a spouse of the owner cohabitant;

(b) is related by blood or marriage to the owner cohabitant;

(c) has one or more children in common with the owner cohabitant; or

(d) has an interest in the safety and wellbeing of the owner cohabitant .

29 [(+) (2) (a) ~~{An owner}~~ A cohabitant may voluntarily commit a firearm to a law

30 enforcement agency for safekeeping if the ~~{owner}~~ cohabitant believes that the owner cohabitant

31 or another cohabitant with access to the firearm is an immediate threat to:

3. *Page 2, Lines 39 through 46:*

39 [(2)] (3) Unless a firearm is an illegal firearm subject to Section 53-5c-202, a law

40 enforcement agency that receives a firearm in accordance with this chapter shall:

41 (a) record:

42 (i) the owner cohabitant's name, address, and phone number;

43 (ii) ~~{+}~~ the firearm serial number ~~{+}~~ and the make and model of each firearm committed;

and

44 (iii) the date that the firearm was voluntarily committed;

45 (b) require the ~~{owner}~~ cohabitant to sign a document attesting that the ~~{owner}~~ cohabitant

resides in the home

46 ~~{has an ownership interest in the firearm}~~ ;

4. *Page 2, Lines 54 through 57:*

54            [~~(3)~~] (4) The law enforcement agency shall hold the firearm for an additional 60 days:  
55            (a) if the initial 60-day period expires; and  
56            (b) the cohabitant or owner cohabitant requests that the law enforcement agency hold the firearm  
for  
57            an additional 60 days.

5. *Page 3, Lines 61 through 65:*

61            [~~(5)~~] (6) Notwithstanding an ordinance or policy to the contrary adopted in accordance  
62            with Section 63G-2-701, a law enforcement agency shall destroy a record created under  
63            Subsection [~~(2)~~] (3), Subsection 53-5c-202[~~(4)~~](3)(b)(iii), or any other record created in the  
64            application of this chapter immediately, if practicable, but {+} **no later than five days**  
after {+} {~~immediately upon~~} the:  
65            (a) [~~returning~~] return of a firearm in accordance with Subsection [~~(2)~~] (3)(d); or