

SENATE BILL No. 353

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-47-4-9.

Synopsis: Bump stock prohibition. Defines the term "multiburst trigger activator". Creates the crime of "unlawful possession of a multiburst trigger activator". Provides that the possession or sale of a multiburst trigger activator is a Class A misdemeanor. Provides that the crime of unlawful possession of a multiburst trigger activator is a Level 6 felony if the person has a prior, unrelated conviction for the offense.

Effective: July 1, 2019.

Mrvan

January 10, 2019, read first time and referred to Committee on Judiciary.



First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

SENATE BILL No. 353

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 35-47-4-9 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2019]: **Sec. 9. (a) As used in this section, "multiburst trigger**
4 **activator" means any device that directly or indirectly depresses,**
5 **operates, or pulls the trigger of a firearm at a rate or speed that is**
6 **greater than the rate or speed of unaided, successive trigger**
7 **depressions, operations, or pulls. The term includes the following:**
8 (1) A bump stock.
9 (2) A trigger crank.
10 (3) A hellfire trigger or hellfire trigger assembly.
11 (b) A person who knowingly or intentionally:
12 (1) offers for sale; or
13 (2) possesses;
14 a multiburst trigger activator commits the crime of unlawful
15 possession of a multiburst trigger activator, a Class A
16 misdemeanor. However, the offense is a Level 6 felony if the person
17 has a prior conviction under this section.



- 1 **(c) It is not a defense to a prosecution under this section that the**
- 2 **multiburst trigger activator is:**
- 3 **(1) not affixed to or installed in a firearm; or**
- 4 **(2) affixed to or installed in a disassembled, inoperable, or**
- 5 **unloaded firearm.**

