

# SENATE BILL No. 66

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 34-30-2.1-566.5; IC 35-31.5-2; IC 35-47.

**Synopsis:** Various firearms matters. Requires a person wishing to sell, trade, or transfer (transfer) a firearm to another person to transact the transfer through a dealer and provide the dealer with certain information. Specifies the background checks that a dealer must complete prior to the transaction. Permits a dealer to refuse to transact a firearm transfer. Requires a dealer to abort the transaction in other instances. Specifies requirements for a dealer who refuses to transact or aborts a firearm transfer. Makes a dealer immune from civil liability and damages in certain instances. Makes the offenses of firearm transfer fraud and the unlawful transfer of a firearm Level 6 felonies. Enhances both offenses in particular instances. Specifies exceptions and defenses. Requires a retail dealer to display a sign with language stating that failing to secure a firearm against unauthorized access poses a safety risk to children. Prohibits a licensed importer, licensed manufacturer, licensed dealer, or licensed collector from selling or delivering a: (1) firearm that is not a handgun to a person who is less than 21 years of age; or (2) semiautomatic assault weapon. Defines terms.

**Effective:** July 1, 2024.

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## Hunley

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January 8, 2024, read first time and referred to Committee on Corrections and Criminal Law.

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Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

## SENATE BILL No. 66

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 34-30-2.1-566.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2024]: **Sec. 566.5. IC 35-47-2.5-4.5**  
4 **(Concerning the sale, trade, and transfer of firearms by dealers).**

5 SECTION 2. IC 35-31.5-2-25.5 IS ADDED TO THE INDIANA  
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2024]: **Sec. 25.5. "Barrel shroud", for**  
8 **purposes of IC 35-47-5.5, has the meaning set forth in**  
9 **IC 35-47-5.5-1.**

10 SECTION 3. IC 35-31.5-2-26.3 IS ADDED TO THE INDIANA  
11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
12 [EFFECTIVE JULY 1, 2024]: **Sec. 26.3. "Belt fed semiautomatic**  
13 **firearm", for purposes of IC 35-47-5.5, has the meaning set forth**  
14 **in IC 35-47-5.5-2.**

15 SECTION 4. IC 35-31.5-2-92.5 IS ADDED TO THE INDIANA  
16 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
17 [EFFECTIVE JULY 1, 2024]: **Sec. 92.5. "Detachable magazine", for**



1 purposes of IC 35-47-5.5, has the meaning set forth in  
2 IC 35-47-5.5-3.

3 SECTION 5. IC 35-31.5-2-136.2 IS ADDED TO THE INDIANA  
4 CODE AS A NEW SECTION TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2024]: **Sec. 136.2. "Fixed magazine", for**  
6 **purposes of IC 35-47-5.5, has the meaning set forth in**  
7 **IC 35-47-5.5-4.**

8 SECTION 6. IC 35-31.5-2-136.5 IS ADDED TO THE INDIANA  
9 CODE AS A NEW SECTION TO READ AS FOLLOWS  
10 [EFFECTIVE JULY 1, 2024]: **Sec. 136.5. "Folding, telescoping, or**  
11 **detachable stock", for purposes of IC 35-47-5.5, has the meaning**  
12 **set forth in IC 35-47-5.5-5.**

13 SECTION 7. IC 35-31.5-2-139.1 IS ADDED TO THE INDIANA  
14 CODE AS A NEW SECTION TO READ AS FOLLOWS  
15 [EFFECTIVE JULY 1, 2024]: **Sec. 139.1. "Forward grip", for**  
16 **purposes of IC 35-47-5.5, has the meaning set forth in**  
17 **IC 35-47-5.5-6.**

18 SECTION 8. IC 35-31.5-2-146.5 IS ADDED TO THE INDIANA  
19 CODE AS A NEW SECTION TO READ AS FOLLOWS  
20 [EFFECTIVE JULY 1, 2024]: **Sec. 146.5. "Grenade launcher", for**  
21 **purposes of IC 35-47-5.5, has the meaning set forth in**  
22 **IC 35-47-5.5-7.**

23 SECTION 9. IC 35-31.5-2-187.5 IS ADDED TO THE INDIANA  
24 CODE AS A NEW SECTION TO READ AS FOLLOWS  
25 [EFFECTIVE JULY 1, 2024]: **Sec. 187.5. "Licensed importer,**  
26 **licensed manufacturer, licensed dealer, or licensed collector", for**  
27 **purposes of IC 35-47-4-10 and IC 35-47-5.5, has the meaning set**  
28 **forth in IC 35-47-5.5-8.**

29 SECTION 10. IC 35-31.5-2-210.5, AS ADDED BY P.L.66-2016,  
30 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
31 JULY 1, 2024]: **Sec. 210.5. "NFA firearm", for purposes of**  
32 **IC 35-47-2.5-4.5 and IC 35-47-8.5, has the meaning set forth in**  
33 **IC 35-47-8.5-1.**

34 SECTION 11. IC 35-31.5-2-235.6 IS ADDED TO THE INDIANA  
35 CODE AS A NEW SECTION TO READ AS FOLLOWS  
36 [EFFECTIVE JULY 1, 2024]: **Sec. 235.6. "Pistol grip", for purposes**  
37 **of IC 35-47-5.5, has the meaning set forth in IC 35-47-5.5-9.**

38 SECTION 12. IC 35-31.5-2-273.4, AS ADDED BY P.L.58-2020,  
39 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
40 JULY 1, 2024]: **Sec. 273.4. (a) "Relative", for purposes of IC 35-40.5,**  
41 **has the meaning set forth in IC 35-40.5-1-1.**

42 **(b) "Relative", for purposes of IC 35-47-2.5-4.5, has the**



- 1 **meaning set forth in IC 35-42-2-1(b).**  
2 SECTION 13. IC 35-31.5-2-291.4 IS ADDED TO THE INDIANA  
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
4 [EFFECTIVE JULY 1, 2024]: **Sec. 291.4. "Semiautomatic assault**  
5 **weapon", for purposes of IC 35-47-5.5, has the meaning set forth**  
6 **in IC 35-47-5.5-10.**
- 7 SECTION 14. IC 35-31.5-2-291.5 IS ADDED TO THE INDIANA  
8 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
9 [EFFECTIVE JULY 1, 2024]: **Sec. 291.5. "Semiautomatic pistol",**  
10 **for purposes of IC 35-47-5.5, has the meaning set forth in**  
11 **IC 35-47-5.5-11.**
- 12 SECTION 15. IC 35-31.5-2-291.6 IS ADDED TO THE INDIANA  
13 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
14 [EFFECTIVE JULY 1, 2024]: **Sec. 291.6. "Semiautomatic rifle", for**  
15 **purposes of IC 35-47-5.5, has the meaning set forth in**  
16 **IC 35-47-5.5-12.**
- 17 SECTION 16. IC 35-31.5-2-291.7 IS ADDED TO THE INDIANA  
18 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
19 [EFFECTIVE JULY 1, 2024]: **Sec. 291.7. "Semiautomatic shotgun",**  
20 **for purposes of IC 35-47-5.5, has the meaning set forth in**  
21 **IC 35-47-5.5-13.**
- 22 SECTION 17. IC 35-31.5-2-329.8 IS ADDED TO THE INDIANA  
23 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
24 [EFFECTIVE JULY 1, 2024]: **Sec. 329.8. "Threaded barrel", for**  
25 **purposes of IC 35-47-5.5, has the meaning set forth in**  
26 **IC 35-47-5.5-14.**
- 27 SECTION 18. IC 35-47-1-2.6 IS ADDED TO THE INDIANA  
28 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
29 [EFFECTIVE JULY 1, 2024]: **Sec. 2.6. "Barrel shroud", for**  
30 **purposes of IC 35-47-5.5, has the meaning set forth in**  
31 **IC 35-47-5.5-1.**
- 32 SECTION 19. IC 35-47-1-2.7 IS ADDED TO THE INDIANA  
33 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
34 [EFFECTIVE JULY 1, 2024]: **Sec. 2.7. "Belt fed semiautomatic**  
35 **firearm", for purposes of IC 35-47-5.5, has the meaning set forth**  
36 **in IC 35-47-5.5-2.**
- 37 SECTION 20. IC 35-47-1-3.5 IS ADDED TO THE INDIANA  
38 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
39 [EFFECTIVE JULY 1, 2024]: **Sec. 3.5. "Detachable magazine", for**  
40 **purposes of IC 35-47-5.5, has the meaning set forth in**  
41 **IC 35-47-5.5-3.**
- 42 SECTION 21. IC 35-47-1-5.2 IS ADDED TO THE INDIANA



1 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 2 [EFFECTIVE JULY 1, 2024]: **Sec. 5.2. "Fixed magazine", for**  
 3 **purposes of IC 35-47-5.5, has the meaning set forth in**  
 4 **IC 35-47-5.5-4.**

5 SECTION 22. IC 35-47-1-5.3 IS ADDED TO THE INDIANA  
 6 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 7 [EFFECTIVE JULY 1, 2024]: **Sec. 5.3. "Folding, telescoping, or**  
 8 **detachable stock", for purposes of IC 35-47-5.5, has the meaning**  
 9 **set forth in IC 35-47-5.5-5.**

10 SECTION 23. IC 35-47-1-5.4 IS ADDED TO THE INDIANA  
 11 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 12 [EFFECTIVE JULY 1, 2024]: **Sec. 5.4. "Forward grip", for**  
 13 **purposes of IC 35-47-5.5, has the meaning set forth in**  
 14 **IC 35-47-5.5-6.**

15 SECTION 24. IC 35-47-1-5.6 IS ADDED TO THE INDIANA  
 16 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 17 [EFFECTIVE JULY 1, 2024]: **Sec. 5.6. "Grenade launcher", for**  
 18 **purposes of IC 35-47-5.5, has the meaning set forth in**  
 19 **IC 35-47-5.5-7.**

20 SECTION 25. IC 35-47-1-6.5 IS ADDED TO THE INDIANA  
 21 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 22 [EFFECTIVE JULY 1, 2024]: **Sec. 6.5. "Licensed importer, licensed**  
 23 **manufacturer, licensed dealer, or licensed collector", for purposes**  
 24 **of IC 35-47-4-10 and IC 35-47-5.5, has the meaning set forth in**  
 25 **IC 35-47-5.5-8.**

26 SECTION 26. IC 35-47-1-6.7 IS ADDED TO THE INDIANA  
 27 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2024]: **Sec. 6.7. "NFA firearm" has the**  
 29 **meaning set forth in IC 35-47-8.5-1.**

30 SECTION 27. IC 35-47-1-6.8 IS ADDED TO THE INDIANA  
 31 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 32 [EFFECTIVE JULY 1, 2024]: **Sec. 6.8. "Pistol grip", for purposes of**  
 33 **IC 35-47-5.5, has the meaning set forth in IC 35-47-5.5-9.**

34 SECTION 28. IC 35-47-1-8.5 IS ADDED TO THE INDIANA  
 35 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 36 [EFFECTIVE JULY 1, 2024]: **Sec. 8.5. "Relative" has the meaning**  
 37 **set forth in IC 35-42-2-1(b).**

38 SECTION 29. IC 35-47-1-10.4 IS ADDED TO THE INDIANA  
 39 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2024]: **Sec. 10.4. "Semiautomatic assault**  
 41 **weapon", for purposes of IC 35-47-5.5, has the meaning set forth**  
 42 **in IC 35-47-5.5-10.**



1 SECTION 30. IC 35-47-1-10.5 IS ADDED TO THE INDIANA  
2 CODE AS A NEW SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2024]: **Sec. 10.5. "Semiautomatic pistol", for**  
4 **purposes of IC 35-47-5.5, has the meaning set forth in**  
5 **IC 35-47-5.5-11.**

6 SECTION 31. IC 35-47-1-10.6 IS ADDED TO THE INDIANA  
7 CODE AS A NEW SECTION TO READ AS FOLLOWS  
8 [EFFECTIVE JULY 1, 2024]: **Sec. 10.6. "Semiautomatic rifle", for**  
9 **purposes of IC 35-47-5.5, has the meaning set forth in**  
10 **IC 35-47-5.5-12.**

11 SECTION 32. IC 35-47-1-10.7 IS ADDED TO THE INDIANA  
12 CODE AS A NEW SECTION TO READ AS FOLLOWS  
13 [EFFECTIVE JULY 1, 2024]: **Sec. 10.7. "Semiautomatic shotgun",**  
14 **for purposes of IC 35-47-5.5, has the meaning set forth in**  
15 **IC 35-47-5.5-13.**

16 SECTION 33. IC 35-47-1-12.5 IS ADDED TO THE INDIANA  
17 CODE AS A NEW SECTION TO READ AS FOLLOWS  
18 [EFFECTIVE JULY 1, 2024]: **Sec. 12.5. "Threaded barrel", for**  
19 **purposes of IC 35-47-5.5, has the meaning set forth in**  
20 **IC 35-47-5.5-14.**

21 SECTION 34. IC 35-47-2-14.5 IS ADDED TO THE INDIANA  
22 CODE AS A NEW SECTION TO READ AS FOLLOWS  
23 [EFFECTIVE JULY 1, 2024]: **Sec. 14.5. (a) A retail dealer shall**  
24 **conspicuously display at the site of the retail dealer's business a**  
25 **sign with the following language:**

26 **"FAILING TO SECURE A FIREARM AGAINST**  
27 **UNAUTHORIZED ACCESS POSES A SAFETY RISK TO**  
28 **CHILDREN."**

29 **(b) A retail dealer who knowingly or intentionally violates**  
30 **subsection (a) commits a Class C infraction. However, the violation**  
31 **is a Class A infraction if the retail dealer has a prior unrelated**  
32 **adjudication for the violation.**

33 SECTION 35. IC 35-47-2.5-4.5 IS ADDED TO THE INDIANA  
34 CODE AS A NEW SECTION TO READ AS FOLLOWS  
35 [EFFECTIVE JULY 1, 2024]: **Sec. 4.5. (a) This section does not**  
36 **apply to:**

- 37 **(1) a law enforcement officer acting within the scope of the**  
38 **officer's official duties;**
- 39 **(2) active duty members of the armed forces of the United**  
40 **States acting within the scope of their official duties;**
- 41 **(3) any action or activity described in IC 35-47-10-1(b);**
- 42 **(4) the temporary transfer of a firearm to another person:**



- 1 (A) while at a shooting range (as defined in  
 2 IC 14-22-31.5-3);  
 3 (B) for the purpose of providing or receiving instruction  
 4 during a firearms instructional course; or  
 5 (C) for the purpose of engaging in a legal hunting activity;  
 6 (5) the receipt of a firearm by a gunsmith or armorer for the  
 7 purpose of repair or modification;  
 8 (6) the receipt of a firearm by a person who is:  
 9 (A) required to carry, handle, or transport a firearm as a  
 10 result of a commercial or professional responsibility; and  
 11 (B) acting within the scope of the person's commercial or  
 12 professional responsibilities at the time of the person's  
 13 receipt, possession, or transfer of the firearm;  
 14 (7) a dealer who is selling, trading, or transferring a firearm  
 15 to another dealer; or  
 16 (8) a person who transfers a firearm to a relative.  
 17 (b) A person who wishes to sell, trade, or transfer a firearm to  
 18 another person must:  
 19 (1) transact the sale, trade, or transfer through a dealer; and  
 20 (2) provide the dealer with:  
 21 (A) the name, date of birth, and residential address of the  
 22 seller of the firearm;  
 23 (B) the name, date of birth, and residential address of the  
 24 recipient of the firearm; and  
 25 (C) any other information required by:  
 26 (i) Form 4473; or  
 27 (ii) the dealer;  
 28 for the purpose of submitting the respective identities of  
 29 the seller and recipient to NICS.  
 30 (c) A dealer must do the following before transacting any sale,  
 31 trade, or transfer of a firearm between private parties:  
 32 (1) Successfully contact NICS.  
 33 (2) Receive authorization from NICS to complete the  
 34 requested sale, trade, or transfer of the firearm before  
 35 performing the requested sale, trade, or transfer.  
 36 (3) Comply with all applicable federal laws concerning the  
 37 private sale, trade, or transfer of a firearm.  
 38 (d) A dealer may:  
 39 (1) charge a fee for the dealer's role in transacting the sale,  
 40 trade, or transfer of a firearm; and  
 41 (2) refuse to transact the sale, trade, or transfer of a firearm  
 42 for any reason.



1 If a dealer refuses to transact a sale, trade, or transfer, the dealer  
 2 must provide to the prospective recipient and prospective seller a  
 3 written explanation for the dealer's refusal to transact the  
 4 requested sale, trade, or transfer.

5 (e) Except as provided in subsections (f), (g), (h), and (i), a  
 6 dealer who refuses to transact the sale, trade, or transfer of a  
 7 firearm under subsection (d) must do the following:

8 (1) As soon as practicable, inform the seller and intended  
 9 recipient of the firearm of the dealer's decision to not transact  
 10 the sale, trade, or transfer of the firearm.

11 (2) Return any fee originally charged by the dealer for the  
 12 dealer's role in transacting the sale, trade, or transfer of the  
 13 firearm to the appropriate party or parties.

14 (3) Return the firearm to be sold, traded, or transferred to the  
 15 seller if:

16 (A) the firearm is in the dealer's control or possession at  
 17 the time the dealer refuses to transact the sale, trade, or  
 18 transfer of the firearm; and

19 (B) the seller is not otherwise prohibited under federal or  
 20 state law from possessing a firearm or NFA firearm, as  
 21 applicable.

22 (f) A dealer who discovers that the seller of a firearm is not  
 23 eligible, under federal or state law, to possess a firearm or an NFA  
 24 firearm, as applicable, must:

25 (1) comply with subsection (e)(1);

26 (2) maintain custody of the firearm;

27 (3) surrender the firearm to the state police not later than  
 28 twenty-four (24) hours after learning of the seller's inability  
 29 to possess the firearm or NFA firearm, as applicable; and

30 (4) comply with all applicable federal laws concerning the  
 31 transfer of a firearm.

32 A dealer who is unable to transact the sale, trade, or transfer of a  
 33 firearm due to the inability of the seller to possess a firearm or  
 34 NFA firearm, as applicable, is not required to return any fee  
 35 originally charged to the seller for the dealer's role in the  
 36 attempted transaction.

37 (g) A dealer who discovers that the intended recipient of a  
 38 firearm is not eligible, under federal or state law, to possess a  
 39 firearm or an NFA firearm, as applicable, must:

40 (1) comply with subsection (e)(1);

41 (2) maintain custody of the firearm;

42 (3) return the firearm to the seller as soon as practicable if the



1 seller is not otherwise prohibited under federal or state law  
 2 from possessing the firearm or NFA firearm, as applicable;  
 3 and

4 (4) comply with all applicable federal laws concerning the  
 5 transfer of a firearm.

6 A dealer who is unable to transact the sale, trade, or transfer of a  
 7 firearm due to the inability of the intended recipient to possess a  
 8 firearm or NFA firearm, as applicable, is not required to return  
 9 any fee originally charged to the intended recipient for the dealer's  
 10 role in the attempted transaction.

11 (h) A dealer who discovers that the seller of a firearm and the  
 12 intended recipient of the firearm are not eligible, under federal or  
 13 state law, to possess a firearm or an NFA firearm, as applicable,  
 14 must:

15 (1) comply with subsection (e)(1);

16 (2) maintain custody of the firearm;

17 (3) surrender the firearm to the state police not later than  
 18 twenty-four (24) hours after learning of the seller's and  
 19 intended recipient's inability to possess the firearm or NFA  
 20 firearm, as applicable; and

21 (4) comply with all applicable federal laws concerning the  
 22 transfer of a firearm.

23 A dealer who is unable to transact the sale, trade, or transfer of a  
 24 firearm due to the inability of the seller and the intended recipient  
 25 to possess a firearm or NFA firearm, as applicable, is not required  
 26 to return any fee originally charged to the seller or the intended  
 27 recipient for the dealer's role in the attempted transaction.

28 (i) A dealer who discovers that a firearm to be sold, traded, or  
 29 transferred has been:

30 (1) reported:

31 (A) lost; or

32 (B) stolen; or

33 (2) used in the commission of a crime;

34 must comply with subsection (e)(1), maintain custody of the  
 35 firearm, and surrender the firearm to the state police not later  
 36 than twenty-four (24) hours after learning of the firearm's lost,  
 37 stolen, or criminal activity status and comply with all applicable  
 38 federal laws concerning the transfer of a firearm. A dealer who is  
 39 unable to transact the sale, trade, or transfer of a firearm due to  
 40 the lost, stolen, or criminal activity status of a firearm to be sold,  
 41 traded, or transferred is not required to return any fee originally  
 42 charged to the seller or intended recipient for the dealer's role in



1 the attempted transaction.

2 (j) A dealer who:

- 3 (1) refuses to transact the sale, trade, or transfer of a firearm  
4 under subsection (d)(2) and complies with subsection (e); or  
5 (2) aborts the sale, trade, or transfer of a firearm for a  
6 reason:

7 (A) described in subsection (f), (g), (h), or (i); or

8 (B) required under federal or state law;

9 shall be immune from civil liability and damages, including  
10 punitive damages, for any act or omission related to the dealer's  
11 decision to terminate a firearm sale, trade, or transfer described in  
12 subdivisions (1) and (2). If a dealer is not liable under this  
13 subsection, no person, by reason of an agency relationship with the  
14 dealer, may be held liable for any damages, including punitive  
15 damages, related to a terminated sale, trade, or transfer of a  
16 firearm.

17 (k) A person who knowingly or intentionally makes a materially  
18 false statement to a dealer for the purpose of completing a  
19 transaction described in this section commits firearm transfer  
20 fraud, a Level 6 felony. However, the offense is a Level 5 felony if  
21 the person has a prior unrelated conviction under this subsection.

22 (l) A dealer who knowingly or intentionally transacts the sale,  
23 trade, or transfer of a firearm:

24 (1) without contacting NICS;

25 (2) without receiving authorization from NICS to proceed  
26 with the requested sale, trade, or transfer of the firearm  
27 before transacting the requested sale, trade, or transfer of the  
28 firearm; or

29 (3) in violation of a NICS instruction to terminate the  
30 requested sale, trade, or transfer of the firearm;

31 commits unlawful transfer of a firearm, a Level 6 felony. However,  
32 the offense is a Level 5 felony if the person has a prior unrelated  
33 conviction for an offense under this subsection.

34 (m) It is a defense to a prosecution under subsection (l) that a  
35 dealer received authorization from NICS to transact a sale, trade,  
36 or transfer of a firearm.

37 SECTION 36. IC 35-47-4-10 IS ADDED TO THE INDIANA  
38 CODE AS A NEW SECTION TO READ AS FOLLOWS  
39 [EFFECTIVE JULY 1, 2024]: **Sec. 10.** A licensed importer, licensed  
40 manufacturer, licensed dealer, or licensed collector may not sell or  
41 deliver a firearm that is not a handgun to a person who is less than  
42 twenty-one (21) years of age.



1 SECTION 37. IC 35-47-5.5 IS ADDED TO THE INDIANA CODE  
 2 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2024]:

4 **Chapter 5.5. Regulation of Assault Weapons**

5 **Sec. 1. (a) As used in this chapter and except as provided in**  
 6 **subsection (b), "barrel shroud" means a shroud that:**

- 7 (1) is attached to; or  
 8 (2) partially or completely encircles;

9 the barrel of a firearm so that the shroud protects the user of the  
 10 firearm from heat generated by the barrel.

11 (b) The term does not include:

- 12 (1) a slide that partially or completely encloses the barrel; or  
 13 (2) an extension of the stock along the bottom of the barrel  
 14 that does not encircle or substantially encircle the barrel.

15 **Sec. 2. As used in this chapter, "belt fed semiautomatic firearm"**  
 16 **means a repeating firearm that:**

- 17 (1) uses a portion of the energy of a firing cartridge to:  
 18 (A) extract the fired cartridge case; and  
 19 (B) chamber the next round;  
 20 (2) requires a separate pull of the trigger to fire each  
 21 cartridge; and  
 22 (3) has the capacity to accept a belt ammunition feeding  
 23 device.

24 **Sec. 3. As used in this chapter, "detachable magazine" means an**  
 25 **ammunition feeding device that can be removed from a firearm**  
 26 **without disassembly of the firearm action.**

27 **Sec. 4. As used in this chapter, "fixed magazine" means an**  
 28 **ammunition feeding device that is permanently fixed to the firearm**  
 29 **in such a manner that it cannot be removed without disassembly of**  
 30 **the firearm.**

31 **Sec. 5. As used in this chapter, "folding, telescoping, or**  
 32 **detachable stock" means a stock that folds, telescopes, detaches, or**  
 33 **otherwise operates to:**

- 34 (1) reduce the length, size, or any other dimension of; or  
 35 (2) otherwise enhance the ability to conceal;

36 a firearm.

37 **Sec. 6. As used in this chapter, "forward grip" means a grip**  
 38 **located forward of the trigger that functions as a pistol grip.**

39 **Sec. 7. As used in this chapter, "grenade launcher" means an**  
 40 **attachment for use on a firearm that is designed to propel a**  
 41 **grenade or other similar destructive device.**

42 **Sec. 8. As used in this chapter, "licensed importer, licensed**



1 manufacturer, licensed dealer, or licensed collector" has the  
 2 meaning set forth in 18 U.S.C. 921(a) corresponding to each term,  
 3 as applicable.

4 Sec. 9. As used in this chapter, "pistol grip" means a grip, a  
 5 thumbhole stock or Thordsen-type grip or stock, or any other  
 6 characteristic that can function as a grip.

7 Sec. 10. As used in this chapter, "semiautomatic assault  
 8 weapon" means any of the following, regardless of the country of  
 9 manufacture or the caliber of ammunition accepted:

10 (1) A semiautomatic rifle that has the capacity to accept a  
 11 detachable magazine and at least one (1) of the following:

12 (A) A pistol grip.

13 (B) A forward grip.

14 (C) A folding, telescoping, or detachable stock.

15 (D) A capability to be otherwise foldable or adjustable in  
 16 a manner that:

17 (i) operates to reduce the length, size, or any other  
 18 dimension of; or

19 (ii) otherwise enhances the ability to conceal;

20 the weapon.

21 (E) A grenade launcher.

22 (F) A barrel shroud.

23 (G) A threaded barrel.

24 (2) A semiautomatic rifle that has a fixed magazine with the  
 25 capacity to accept more than ten (10) rounds. This subdivision  
 26 does not include an attached tubular device that is:

27 (A) designed to accept; and

28 (B) capable of operating only with;

29 .22 caliber rimfire ammunition.

30 (3) A part, combination of parts, component, device,  
 31 attachment, or accessory that:

32 (A) is designed; or

33 (B) functions;

34 to accelerate the rate of fire of a semiautomatic rifle but not  
 35 convert the semiautomatic rifle into a machine gun.

36 (4) A semiautomatic pistol that has the capacity to accept a  
 37 detachable magazine and:

38 (A) has:

39 (i) a threaded barrel;

40 (ii) a second pistol grip;

41 (iii) a barrel shroud;

42 (iv) the capacity to accept a detachable magazine at some



- 1 location outside of the pistol grip;  
 2 (v) a manufactured weight of fifty (50) ounces or more  
 3 when unloaded; or  
 4 (vi) a stabilizing brace or similar component; or  
 5 (B) is a semiautomatic version of an automatic firearm.  
 6 (5) A semiautomatic pistol with a fixed magazine that has the  
 7 capacity to accept more than ten (10) rounds.  
 8 (6) A semiautomatic shotgun that has at least one (1) of the  
 9 following:  
 10 (A) A folding, telescoping, or detachable stock.  
 11 (B) A pistol grip.  
 12 (C) A fixed magazine with the capacity to accept more than  
 13 five (5) rounds.  
 14 (D) The ability to accept a detachable magazine.  
 15 (E) A forward grip.  
 16 (F) A grenade launcher.  
 17 (7) A shotgun with a revolving cylinder.  
 18 (8) A belt fed semiautomatic firearm.  
 19 (9) Any combination of parts from which a firearm described  
 20 in subdivisions (1) through (8) can be assembled.  
 21 **Sec. 11. As used in this chapter, "semiautomatic pistol" means**  
 22 **a repeating pistol that:**  
 23 (1) uses a portion of the energy of a firing cartridge to:  
 24 (A) extract the fired cartridge case; and  
 25 (B) chamber the next round; and  
 26 (2) requires a separate pull of the trigger to fire each  
 27 cartridge.  
 28 **Sec. 12. As used in this chapter, "semiautomatic rifle" means a**  
 29 **repeating rifle that:**  
 30 (1) uses a portion of the energy of a firing cartridge to:  
 31 (A) extract the fired cartridge case; and  
 32 (B) chamber the next round; and  
 33 (2) requires a separate pull of the trigger to fire each  
 34 cartridge.  
 35 **Sec. 13. As used in this chapter, "semiautomatic shotgun"**  
 36 **means a repeating shotgun that:**  
 37 (1) uses a portion of the energy of a firing cartridge to:  
 38 (A) extract the fired cartridge case; and  
 39 (B) chamber the next round; and  
 40 (2) requires a separate pull of the trigger to fire each  
 41 cartridge.  
 42 **Sec. 14. As used in this chapter, "threaded barrel" means a**



1 feature or characteristic that is designed to allow for the  
2 attachment of a device such as a firearm silencer or a flash  
3 suppressor.

4 Sec. 15. A licensed importer, licensed manufacturer, licensed  
5 dealer, or licensed collector may not sell or deliver a semiautomatic  
6 assault weapon.

