

Bill Summary
1st Session of the 59th Legislature

Bill No.:	SB 374
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Request No.:	1299
Author:	Sen. Kirt
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Bill Analysis

SB 374 removes the right for persons convicted of a nonviolent felony that received a full pardon to apply for and carry a concealed or unconcealed firearm. No person convicted of misdemeanor domestic abuse, misdemeanor stalking, or subject to a final protective order may possess a pistol, imitation or homemade pistol, altered air or toy pistol, machine gun, shotgun or rifle, or any other dangerous or deadly firearm. The measure directs the court convicting any person of domestic abuse or stalking or implementing a final protective order to in the judgment of conviction or protective order that the person is prohibited from possessing a firearm and order the transfer of any firearms and associated licenses possessed by said person. The person shall complete the transfer to a law enforcement agency or licensed dealer within 24 hours excluding legal holidays and weekends. The agency or dealer shall issue a written proof of transfer to the person. Such a person shall also file with the court a declaration under penalty of perjury attesting that all firearms were transferred within 48 hours of becoming subject to a court order. Upon the expiration or termination of a protective order, at the request of the person, a law enforcement agency or licensed dealer shall return any stored firearms and handgun license to the person after performing a check of the National Instant Criminal Background Check System. The measure provides that the court may issue a search warrant if there is cause to believe the person is still in possession of a firearm.

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