

SENATE BILL No. 215

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-31.5-2-93.5; IC 35-47-17.

Synopsis: Disguised firearms. Makes it a Class A misdemeanor to possess a firearm modified to resemble a toy firearm, and increases the penalty to a Level 6 felony if the person possesses the modified firearm while committing a crime.

Effective: July 1, 2015.

Arnold J

January 6, 2015, read first time and referred to Committee on Corrections & Criminal Law.



First Regular Session 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 215

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 35-31.5-2-93.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2015]: **Sec. 93.5. "Disguised firearm", for**
4 **purposes of IC 35-47-17, has the meaning set forth in**
5 **IC 35-47-17-1.**

6 SECTION 2. IC 35-47-17 IS ADDED TO THE INDIANA CODE
7 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2015]:

9 **Chapter 17. Disguised Firearms**

10 **Sec. 1. As used in this chapter, "disguised firearm" means a**
11 **firearm that has been modified or camouflaged so that the firearm**
12 **appears to be a toy or replica firearm. The term includes a**
13 **firearm:**

14 **(1) modified to resemble a toy or replica firearm by:**
15 **(A) painting the firearm or part of the firearm in a high**
16 **visibility color commonly used on toy or replica firearms;**



- 1 or
2 **(B) attaching a high visibility piece to the firearm, such as**
3 **an orange barrel tip, that resembles high visibility pieces**
4 **commonly attached to toy or replica firearms; or**
5 **(2) that has been camouflaged by:**
6 **(A) placing it inside a toy or replica firearm; or**
7 **(B) attaching parts of a toy or replica firearm to the**
8 **exterior of the firearm.**
- 9 **The term does not include a firearm with an attached hunter**
10 **orange stock, grip, or other part, if the stock, grip, or other part**
11 **was specifically manufactured or marketed for the purpose of**
12 **hunter safety.**
- 13 **Sec. 2. A person who knowingly or intentionally possesses a**
14 **disguised firearm commits possession of a disguised firearm, a**
15 **Class A misdemeanor. However, the offense is a Level 6 felony if**
16 **the person possesses the firearm while committing a crime.**

