

# HOUSE BILL No. 1039

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-31.5-2; IC 35-47-4.3.

**Synopsis:** Age verification for online ammunition sales. Prohibits the online sale of ammunition unless certain steps are taken to prevent the sale of ammunition to a minor. Makes a violation of the online ammunition sales requirements a Class A misdemeanor, and increases the penalty to a: (1) Level 6 felony for a second or subsequent offense; and (2) Level 5 felony if the violation results in a minor obtaining ammunition.

**Effective:** July 1, 2025.

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January 8, 2025, read first time and referred to Committee on Public Policy.

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First Regular Session of the 124th General Assembly (2025)

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 2024 Regular Session of the General Assembly.

## HOUSE BILL No. 1039

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 35-31.5-2-202, AS ADDED BY P.L.114-2012,  
2 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2025]: Sec. 202. (a) "Minor", for purposes of IC 35-49, has  
4 the meaning set forth in IC 35-49-1-4.

5 (b) "Minor", for purposes of IC 35-47-4.3, has the meaning set  
6 forth in IC 35-47-4.3-1.

7 SECTION 2. IC 35-31.5-2-203.7 IS ADDED TO THE INDIANA  
8 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
9 [EFFECTIVE JULY 1, 2025]: Sec. 203.7. "Mobile credential", for  
10 purposes of IC 35-47-4.3, has the meaning set forth in  
11 IC 35-47-4.3-2.

12 SECTION 3. IC 35-31.5-2-218.7 IS ADDED TO THE INDIANA  
13 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
14 [EFFECTIVE JULY 1, 2025]: Sec. 218.7. "Online", for purposes of  
15 IC 35-47-4.3, has the meaning set forth in IC 35-47-4.3-3.

16 SECTION 4. IC 35-31.5-2-267.6 IS ADDED TO THE INDIANA  
17 CODE AS A **NEW** SECTION TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2025]: **Sec. 267.6. "Reasonable age**  
2 **verification method"**, for purposes of IC 35-47-4.3, has the  
3 **meaning set forth in IC 35-47-4.3-4.**

4 SECTION 5. IC 35-31.5-2-337.7 IS ADDED TO THE INDIANA  
5 CODE AS A NEW SECTION TO READ AS FOLLOWS  
6 [EFFECTIVE JULY 1, 2025]: **Sec. 337.7. "Transactional data"**, for  
7 **purposes of IC 35-47-4.3, has the meaning set forth in**  
8 **IC 35-47-4.3-5.**

9 SECTION 6. IC 35-47-4.3 IS ADDED TO THE INDIANA CODE  
10 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
11 JULY 1, 2025]:

12 **Chapter 4.3. Age Verification for Online Sale of Ammunition**

13 **Sec. 1. As used in this chapter, "minor" means an individual less**  
14 **than:**

- 15 (1) **twenty-one (21) years of age, if the individual is seeking to**  
16 **purchase ammunition for a handgun; or**  
17 (2) **eighteen (18) years of age, if the individual is seeking to**  
18 **purchase ammunition for a rifle, shotgun, or any other**  
19 **firearm that is not a handgun.**

20 **Sec. 2. As used in this chapter, "mobile credential" has the**  
21 **meaning set forth in IC 9-13-2-103.4.**

22 **Sec. 3. As used in this chapter, "online" includes any transaction**  
23 **that is conducted over the Internet.**

24 **Sec. 4. As used in this chapter, "reasonable age verification**  
25 **method" means a method of determining that an individual seeking**  
26 **to purchase ammunition online is not a minor by using one (1) or**  
27 **more of the following methods:**

- 28 (1) **A mobile credential.**  
29 (2) **An independent third party age verification service that**  
30 **compares the identifying information entered by the**  
31 **individual who is seeking access with material that is available**  
32 **from a commercially available data base, or an aggregate of**  
33 **data bases, that is regularly used by government agencies and**  
34 **businesses for the purpose of age and identity verification.**  
35 (3) **Any commercially reasonable method that relies on public**  
36 **or private transactional data to verify the age of the**  
37 **individual attempting to purchase the ammunition.**

38 **Sec. 5. As used in this chapter, "transactional data" means a**  
39 **sequence of information that documents an exchange, agreement,**  
40 **or transfer between an individual, commercial entity, or third**  
41 **party used for the purpose of satisfying a request or event. The**  
42 **term includes records that relate to a mortgage, education, or**



1 employment.

2 **Sec. 6. A person may sell or offer for sale ammunition online**  
 3 **only if the person meets all of the following requirements:**

4 (1) **The person uses a reasonable age verification method to**  
 5 **prevent a minor from purchasing ammunition.**

6 (2) **The person requires a purchaser to provide the person**  
 7 **with:**

8 (A) **the purchaser's name; and**

9 (B) **a valid delivery address and telephone number.**

10 (3) **The person includes a notice on the outside of the shipping**  
 11 **container stating the following:**

12 (A) **If the ammunition is handgun ammunition:**

13 **"CONTAINS HANDGUN AMMUNITION. SIGNATURE**  
 14 **OF PURCHASER AT LEAST 21 YEARS OF AGE**  
 15 **REQUIRED FOR DELIVERY.".**

16 (B) **If the ammunition is ammunition for a rifle, shotgun,**  
 17 **or any other firearm:**

18 **"CONTAINS RIFLE, SHOTGUN, OR OTHER**  
 19 **NON-HANDGUN AMMUNITION. SIGNATURE OF**  
 20 **PURCHASER AT LEAST 18 YEARS OF AGE**  
 21 **REQUIRED FOR DELIVERY.".**

22 (4) **The person instructs the carrier to verify that the**  
 23 **individual receiving the ammunition shipment:**

24 (A) **is the purchaser; and**

25 (B) **is at least:**

26 (i) **twenty-one (21) years of age, if the individual is**  
 27 **seeking to purchase ammunition for a handgun; or**

28 (ii) **eighteen (18) years of age, if the individual is seeking**  
 29 **to purchase ammunition for a rifle, shotgun, or any other**  
 30 **firearm.**

31 **The person shall instruct the carrier to require the purchaser**  
 32 **to prove the purchaser's age and identity by presenting a**  
 33 **valid government issued photo identification card showing the**  
 34 **date of birth of the purchaser.**

35 **Sec. 7. A person who knowingly or intentionally sells or offers**  
 36 **to sell ammunition online without complying with the requirements**  
 37 **of section 6 of this chapter commits a Class A misdemeanor.**  
 38 **However, the offense is a Level 6 felony if the person has a prior**  
 39 **unrelated conviction under this chapter, and a Level 5 felony if the**  
 40 **violation results in a minor obtaining possession of ammunition.**

