

HB0786/713624/2

BY: Senator Zirkin

AMENDMENTS TO HOUSE BILL 786
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “transfer;” insert “exempting a certain person from a certain background check under certain circumstances;”.

AMENDMENT NO. 2

On page 5, in line 12, strike “A” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A”; and after line 15, insert:

“(3) (1) A BACKGROUND CHECK THROUGH THE NICS INDEX IS NOT REQUIRED IF THE PURCHASER:

1. HAS A RELIGIOUS BELIEF AGAINST TAKING A PHOTOGRAPH;

2. PRESENTS PROOF OF IDENTITY, LEGAL PRESENCE, RESIDENCY, AND SOCIAL SECURITY NUMBER OR NON-WORK AUTHORIZED STATUS;

3. PRESENTS A SIGNED AND APPROVED IRS FORM 4029 OR AN AFFIDAVIT STATING THAT THE PURCHASER HAS A SINCERELY HELD RELIGIOUS BELIEF AGAINST THE TAKING OF A PORTRAIT PHOTOGRAPH; AND

4. DOES NOT POSSESS A LICENSE OR AN IDENTIFICATION CARD OF ANY KIND WITH A PHOTOGRAPHIC IDENTIFICATION.

(Over)

(II) A PURCHASER WHO IS EXEMPT FROM AN NICS INDEX BACKGROUND CHECK UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL:

1. APPLY FOR A BACKGROUND CHECK THAT INCLUDES STATE AND NATIONAL CRIMINAL HISTORY INFORMATION; AND

2. PRESENT PROOF OF THE COMPLETED BACKGROUND CHECK TO THE LICENSEE.

(III) THE PURCHASER IS RESPONSIBLE FOR ANY COSTS OF THE BACKGROUND CHECK CONDUCTED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.”.