

1.1 ..... moves to amend H.F. No. 3238, the first engrossment, as follows:

1.2 Page 2, line 26, after the period insert "Except as provided in paragraph (f),"

1.3 Page 3, delete line 25 and insert "within two business days of the firearms transfer.

1.4 The court shall seal affidavits and proofs of transfer filed pursuant to this paragraph."

1.5 Page 3, before line 26, insert:

1.6 "(f) Prior to issuing an order under this subdivision, the court shall determine if an  
1.7 abusing party poses an imminent risk of causing another person substantial bodily harm.

1.8 Upon a finding of imminent risk, the court shall order that the local law enforcement  
1.9 agency shall take immediate possession of all firearms in the abusing party's possession.

1.10 The local law enforcement agency shall exercise due care to preserve the quality and  
1.11 function of the abusing party's firearms and shall return the firearms to the person upon

1.12 request after the expiration of the prohibiting time period, provided the person is not  
1.13 otherwise prohibited from possessing firearms under state or federal law. The local

1.14 law enforcement agency shall, upon written notice from the abusing party, transfer the  
1.15 firearms to a federally licensed firearms dealer or a third party who may lawfully receive

1.16 them. Before a local law enforcement agency transfers a firearm under this paragraph, the  
1.17 agency shall require the party receiving the firearm to submit an affidavit that complies

1.18 with the requirements for affidavits established in paragraph (e). The agency shall file all  
1.19 affidavits received with the court. The court shall seal all affidavits filed pursuant to this

1.20 paragraph. A law enforcement agency may establish policies for disposal of abandoned  
1.21 firearms, provided such policies require that the abusing party be notified via certified mail

1.22 prior to disposal of abandoned firearms."

1.23 Page 5, line 34, after the period insert "Except as provided in paragraph (i),"

1.24 Page 6, delete line 33 and insert "within two business days of the firearms transfer.

1.25 The court shall seal affidavits and proofs of transfer filed pursuant to this paragraph."

1.26 Page 6, before line 34, insert:

2.1 "(i) Prior to issuing an order under this subdivision, the court shall determine if an  
2.2 abusing party poses an imminent risk of causing another person substantial bodily harm.  
2.3 Upon a finding of imminent risk, the court shall order that the local law enforcement  
2.4 agency shall take immediate possession of all firearms in the abusing party's possession.  
2.5 The local law enforcement agency shall exercise due care to preserve the quality and  
2.6 function of the abusing party's firearms and shall return the firearms to the person upon  
2.7 request after the expiration of the prohibiting time period, provided the person is not  
2.8 otherwise prohibited from possessing firearms under state or federal law. The local  
2.9 law enforcement agency shall, upon written notice from the abusing party, transfer the  
2.10 firearms to a federally licensed firearms dealer or a third party who may lawfully receive  
2.11 them. Before a local law enforcement agency transfers a firearm under this paragraph, the  
2.12 agency shall require the party receiving the firearm to submit an affidavit that complies  
2.13 with the requirements for affidavits established in paragraph (h). The agency shall file all  
2.14 affidavits received with the court. The court shall seal all affidavits filed pursuant to this  
2.15 paragraph. A law enforcement agency may establish policies for disposal of abandoned  
2.16 firearms, provided such policies require that the abusing party be notified via certified mail  
2.17 prior to disposal of abandoned firearms."

2.18 Page 8, line 1, delete "paragraph (b)" and insert "paragraphs (b) and (i),"

2.19 Page 9, delete line 6 and insert "within two business days of the firearms transfer.  
2.20 The court shall seal affidavits and proofs of transfer filed pursuant to this paragraph."

2.21 Page 9, before line 7, insert:

2.22 "(h) Prior to being released from custody, the court shall determine if the person  
2.23 poses an imminent risk of causing another person substantial bodily harm. Upon a finding  
2.24 of imminent risk, the court shall order that the local law enforcement agency shall take  
2.25 immediate possession of all firearms in the person's possession. The local law enforcement  
2.26 agency shall exercise due care to preserve the quality and function of the abusing party's  
2.27 firearms and shall return the firearms to the person upon request after the expiration of the  
2.28 prohibiting time period, provided the person is not otherwise prohibited from possessing  
2.29 firearms under state or federal law. The local law enforcement agency shall, upon written  
2.30 notice from the person, transfer the firearms to a federally licensed firearms dealer or  
2.31 a third party who may lawfully receive them. Before a local law enforcement agency  
2.32 transfers a firearm under this paragraph, the agency shall require the party receiving the  
2.33 firearm to submit an affidavit that complies with the requirements for affidavits established  
2.34 in paragraph (g). The agency shall file all affidavits received with the court. The court  
2.35 shall seal all affidavits filed pursuant to this paragraph. A law enforcement agency may

3.1 establish policies for disposal of abandoned firearms, provided such policies require that  
3.2 the person be notified via certified mail prior to disposal of abandoned firearms."

3.3 Page 10, line 1, delete "paragraph (d)" and insert "paragraphs (d) and (g),"

3.4 Page 11, delete line 3 and insert "within two business days of the firearms transfer.  
3.5 The court shall seal affidavits and proofs of transfer filed pursuant to this paragraph."

3.6 Page 11, before line 4, insert:

3.7 "(g) Prior to being released from custody, the court shall determine if the person  
3.8 poses an imminent risk of causing another person substantial bodily harm. Upon a finding  
3.9 of imminent risk, the court shall order that the local law enforcement agency shall take  
3.10 immediate possession of all firearms in the person's possession. The local law enforcement  
3.11 agency shall exercise due care to preserve the quality and function of the abusing party's  
3.12 firearms and shall return the firearms to the person upon request after the expiration of the  
3.13 prohibiting time period, provided the person is not otherwise prohibited from possessing  
3.14 firearms under state or federal law. The local law enforcement agency shall, upon written  
3.15 notice from the person, transfer the firearms to a federally licensed firearms dealer or  
3.16 a third party who may lawfully receive them. Before a local law enforcement agency  
3.17 transfers a firearm under this paragraph, the agency shall require the party receiving the  
3.18 firearm to submit an affidavit that complies with the requirements for affidavits established  
3.19 in paragraph (f). The agency shall file all affidavits received with the court. The court  
3.20 shall seal all affidavits filed pursuant to this paragraph. A law enforcement agency may  
3.21 establish policies for disposal of abandoned firearms, provided such policies require that  
3.22 the person be notified via certified mail prior to disposal of abandoned firearms."