

**TOWN OF GREENVILLE
ORDINANCE NO. 2008-T-93**

**ORDINANCE CONCERNING ESTABLISHING THE GREENVILLE
TOWN MARSHAL AS THE AGENT FOR COLLECTING
HANDGUN LICENSING FEES AND SUBMITTING REQUIRED
DOCUMENTATION TO THE INDIANA STATE POLICE IN
ACCORDANCE WITH INDIANA STATUE IC 35-47-2-3 FOR THE
TOWN OF GREENVILLE, INDIANA**

WHEREAS, The State of Indiana has adopted a lifetime handgun license, relevant statue IC-35-47-2-3 with a State of Indiana required fees effective July 1st, 2006.

WHEREAS, The Town Council of Greenville, Indiana is desirous of adopting these licensing fees and collecting the fees for the State of Indiana

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GREENVILLE, INDIANA, AS FOLLOWS:

SECTION ONE:

- 1) All Fees required per State of Indiana licensing schedule dated July 1st, 2006 to be collected by the Greenville Town Marshall in accordance with Indiana State Statue IC-35-47-2-3 attached.
- 2) All appropriate Indiana forms and finger printing to be completed by the Town Marshal or his designees for his review and signature in accordance with Indiana Statue IC-35-47-2-3 attached and forwarded to the ISP Firearms Section including appropriate fees. See how do I apply for a Handgun license? Finger Printing Form FD-258-ORI.
- 3) All payments are to be made by certified check or money order only. One check is to be made payable to the Town of Greenville for local fees. One check is to be made payable to the State of Indiana for state fees. Fees can not be combined on one certified check or money order. If application is rejected only a portion of those fees in accordance with schedule dated July 1st, 2006 of fee assessments is refundable.

Floyd County Recorder
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- 4) All fees collected and applications and finger printing information obtained by the Town Marshal is to be copied and a file generated for each applicant and submitted to the Greenville Town Clerk or the Greenville Water Company Clerk daily to be kept on file at the Greenville Town Hall.
- 5) The local fee collected by certified checks or money orders collected by the Town Marshal is to be submitted to the Greenville Town Clerk or the Greenville Water Company Clerk the next business working day for deposit in the Town of Greenville Banking Account.
- 6) All fees collected under this ordinance are for the sole use of the Town of Greenville, Indiana Marshal's Department and shall be used pursuant to IC 35-47-2-3 (h) or successors statute.
- 7) The Greenville Town Clerk or a member or the Board of the Town of Greenville shall provide the Floyd County Sheriffs Department a copy of this Ordinance. Pursuant to IC35-47-2 et sec, the Floyd County Sheriffs Department shall direct applicants for a handgun license that reside in the Town of Greenville to the Greenville Town Marshal for licensing.

ORDINANCE NO. 2008-T-93

HANDGUN LICENSING FEE SCHEDULE

Effective July 1ST, 2006

LICENSE TYPE	LOCAL FEE	STATE FEE
Four Year Hunting and Target	\$10/\$5 Refundable*	\$5
Four Year Personal Protection	\$10/\$5 Refundable*	\$30
Lifetime Hunting and Target/ No Current License	\$50/\$30 Refundable*	\$25
Lifetime Hunting and Target/ Current Valid License	\$40/\$30 Refundable*	\$20
Lifetime Personal Protection/ No Current License	\$50/\$30 Refundable*	\$75
Lifetime Personal Protection/ Current Valid License	\$40/\$30 Refundable*	\$60
Retired Law Enforcement Officer	Not Provided in Law	Fee Exempt
Retired Corrections Officer	Not Provided in Law	Fee Exempt
Firearms Dealer	Not Provided in Law	Fee Exempt

*A portion of the local fee is refundable if a license is not issued. The entire state fee is refundable if no license is issued.

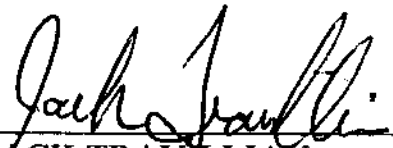
ORDINANCE NO. 2008-T-93

ADOPTED BY THE TOWN COUNCIL OF GREENVILLE, INDIANA,
ON THE 9th DAY OF FEBRUARY, 2009.

PRESIDENT OF THE TOWN
BOARD OF GREENVILLE,
INDIANA


TALBOTTE RICHARDSON,

ATTEST:


JACK TRAVILLIAN
CLERK/TREASURER

PREPARED BY:
RANDAL JOHNES

**Information Maintained by the Office of Code Revision Indiana Legislative Services Agency**

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IC 35-47-2

Chapter 2. Regulation of Handguns

IC 35-47-2-1**Carrying a handgun without a license or by person convicted of domestic battery**

Sec. 1. (a) Except as provided in subsection (b) and section 2 of this chapter, a person shall not carry a handgun in any vehicle or on or about the person's body, except in the person's dwelling, on the person's property or fixed place of business, without a license issued under this chapter being in the person's possession.

(b) Unless the person's right to possess a firearm has been restored under IC 35-47-4-7, a person who has been convicted of domestic battery under IC 35-42-2-1.3 may not possess or carry a handgun in any vehicle or on or about the person's body in the person's dwelling or on the person's property or fixed place of business.

As added by P.L.311-1983, SEC.32. Amended by P.L.326-1987, SEC.1; P.L.195-2003, SEC.6; P.L.98-2004, SEC.155; P.L.118-2007, SEC.35.

IC 35-47-2-2**Excepted persons**

Sec. 2. Section 1 of this chapter does not apply to:

- (1) marshals;
- (2) sheriffs;
- (3) the commissioner of the department of correction or persons authorized by him in writing to carry firearms;
- (4) judicial officers;
- (5) law enforcement officers;
- (6) members of the armed forces of the United States or of the national guard or organized reserves while they are on duty;
- (7) regularly enrolled members of any organization duly authorized to purchase or receive such weapons from the United States or from this state who are at or are going to or from their place of assembly or target practice;
- (8) employees of the United States duly authorized to carry handguns;
- (9) employees of express companies when engaged in company business;
- (10) any person engaged in the business of manufacturing, repairing, or dealing in firearms or the agent or representative of any such person having in his possession, using, or carrying a handgun in the usual or ordinary course of that business; or
- (11) any person while carrying a handgun unloaded and in a secure wrapper from the place of purchase to his dwelling or fixed place of business, or to a place of repair or back to his dwelling or fixed place of business, or in moving from one dwelling or business to another.

As added by P.L.311-1983, SEC.32.

IC 35-47-2-3

Application for license to carry handgun; procedure

Sec. 3. (a) A person desiring a license to carry a handgun shall apply:

(1) to the chief of police or corresponding law enforcement officer of the municipality in which the applicant resides;

(2) if that municipality has no such officer, or if the applicant does not reside in a municipality, to the sheriff of the county in which the applicant resides after the applicant has obtained an application form prescribed by the superintendent; or

(3) if the applicant is a resident of another state and has a regular place of business or employment in Indiana, to the sheriff of the county in which the applicant has a regular place of business or employment.

The superintendent and local law enforcement agencies shall allow an applicant desiring to obtain or renew a license to carry a handgun to submit an application electronically under this chapter if funds are available to establish and maintain an electronic application system.

(b) The law enforcement agency which accepts an application for a handgun license shall collect the following application fees:

(1) From a person applying for a four (4) year handgun license, a ten dollar (\$10) application fee, five dollars (\$5) of which shall be refunded if the license is not issued.

(2) From a person applying for a lifetime handgun license who does not currently possess a valid Indiana handgun license, a fifty dollar (\$50) application fee, thirty dollars (\$30) of which shall be refunded if the license is not issued.

(3) From a person applying for a lifetime handgun license who currently possesses a valid Indiana handgun license, a forty dollar (\$40) application fee, thirty dollars (\$30) of which shall be refunded if the license is not issued.

Except as provided in subsection (h), the fee shall be deposited into the law enforcement agency's firearms training fund or other appropriate training activities fund and used by the agency to train law enforcement officers in the proper use of firearms or in other law enforcement duties, or to purchase firearms or firearm related equipment, or both for the law enforcement officers employed by the law enforcement agency. The state board of accounts shall establish rules for the proper accounting and expenditure of funds collected under this subsection.

(c) The officer to whom the application is made shall ascertain the applicant's name, full address, length of residence in the community, whether the applicant's residence is located within the limits of any city or town, the applicant's occupation, place of business or employment, criminal record, if any, and convictions (minor traffic offenses excepted), age, race, sex, nationality, date of birth, citizenship, height, weight, build, color of hair, color of eyes, scars and marks, whether the applicant has previously held an Indiana license to carry a handgun and, if so, the serial number of the license and year issued, whether the applicant's license has ever been

suspended or revoked, and if so, the year and reason for the suspension or revocation, and the applicant's reason for desiring a license. The officer to whom the application is made shall conduct an investigation into the applicant's official records and verify thereby the applicant's character and reputation, and shall in addition verify for accuracy the information contained in the application, and shall forward this information together with the officer's recommendation for approval or disapproval and one (1) set of legible and classifiable fingerprints of the applicant to the superintendent.

(d) The superintendent may make whatever further investigation the superintendent deems necessary. Whenever disapproval is recommended, the officer to whom the application is made shall provide the superintendent and the applicant with the officer's complete and specific reasons, in writing, for the recommendation of disapproval.

(e) If it appears to the superintendent that the applicant:

- (1) has a proper reason for carrying a handgun;
- (2) is of good character and reputation;
- (3) is a proper person to be licensed; and
- (4) is:

(A) a citizen of the United States; or

(B) not a citizen of the United States but is allowed to carry a firearm in the United States under federal law;

the superintendent shall issue to the applicant a qualified or an unlimited license to carry any handgun lawfully possessed by the applicant. The original license shall be delivered to the licensee. A copy shall be delivered to the officer to whom the application for license was made. A copy shall be retained by the superintendent for at least four (4) years in the case of a four (4) year license. The superintendent may adopt guidelines to establish a records retention policy for a lifetime license. A four (4) year license shall be valid for a period of four (4) years from the date of issue. A lifetime license is valid for the life of the individual receiving the license. The license of police officers, sheriffs or their deputies, and law enforcement officers of the United States government who have been honorably retired by a lawfully created pension board or its equivalent after twenty (20) or more years of service, shall be valid for the life of these individuals. However, a lifetime license is automatically revoked if the license holder does not remain a proper person.

(f) At the time a license is issued and delivered to a licensee under subsection (e), the superintendent shall include with the license information concerning handgun safety rules that:

(1) neither opposes nor supports an individual's right to bear arms; and

(2) is:

(A) recommended by a nonprofit educational organization that is dedicated to providing education on safe handling and use of firearms;

(B) prepared by the state police department; and

(C) approved by the superintendent.

The superintendent may not deny a license under this section because the information required under this subsection is unavailable at the time the superintendent would otherwise issue a license. The state police department may accept private donations or grants to defray the cost of printing and mailing the information required under this subsection.

(g) A license to carry a handgun shall not be issued to any person who:

(1) has been convicted of a felony;

(2) has had a license to carry a handgun suspended, unless the person's license has been reinstated;

(3) is under eighteen (18) years of age;

(4) is under twenty-three (23) years of age if the person has been adjudicated a delinquent child for an act that would be a felony if committed by an adult; or

(5) has been arrested for a Class A or Class B felony, or any other felony that was committed while armed with a deadly weapon or that involved the use of violence, if a court has found probable cause to believe that the person committed the offense charged.

In the case of an arrest under subdivision (5), a license to carry a handgun may be issued to a person who has been acquitted of the specific offense charged or if the charges for the specific offense are dismissed. The superintendent shall prescribe all forms to be used in connection with the administration of this chapter.

(h) If the law enforcement agency that charges a fee under subsection (b) is a city or town law enforcement agency, the fee shall be deposited in the law enforcement continuing education fund established under IC 5-2-8-2.

(i) If a person who holds a valid license to carry a handgun issued under this chapter:

(1) changes the person's name;
 (2) changes the person's address; or
 (3) experiences a change, including an arrest or a conviction, that may affect the person's status as a proper person (as defined in IC 35-47-1-7) or otherwise disqualify the person from holding a license; the person shall, not later than thirty (30) days after the date of a change described under subdivision (3), and not later than sixty (60) days after the date of the change described under subdivision (1) or (2), notify the superintendent, in writing, of the event described under subdivision (3) or, in the case of a change under subdivision (1) or (2), the person's new name or new address.

(j) The state police shall indicate on the form for a license to carry a handgun the notification requirements of subsection (i).

(k) The state police department shall adopt rules under IC 4-22-2 to implement an electronic application system under subsection (a). Rules adopted under this section must require the superintendent to keep on file one (1) set of classifiable and legible fingerprints from

every person who has received a license to carry a handgun so that a person who applies to renew a license will not be required to submit an additional set of fingerprints.

As added by P.L.311-1983, SEC.32. Amended by P.L.26-1990, SEC.15; P.L.48-1993, SEC.5; P.L.140-1994, SEC.6; P.L.269-1995, SEC.6; P.L.2-1996, SEC.284; P.L.27-2001, SEC.1; P.L.120-2001, SEC.1; P.L.49-2005, SEC.2; P.L.187-2005, SEC.3; P.L.190-2006, SEC.2; P.L.155-2007, SEC.1.

IC 35-47-2-4

Qualified or unlimited licenses to carry handguns; fees; exemptions from payment of fees

~~Sec. 4. (a) Licenses to carry handguns shall be either qualified or unlimited, and are valid for:~~

- ~~(1) four (4) years from the date of issue in the case of a four (4) year license; or
 (2) the life of the individual receiving the license in the case of a lifetime license.~~

~~A qualified license shall be issued for hunting and target practice. The superintendent may adopt rules imposing limitations on the use and carrying of handguns under a license when handguns are carried by a licensee as a condition of employment. Unlimited licenses shall be issued for the purpose of the protection of life and property.~~

~~(b) In addition to the application fee, the fee for:~~

~~(1) a qualified license shall be:~~

~~(A) five dollars (\$5) for a four (4) year qualified license;~~

~~(B) twenty-five dollars (\$25) for a lifetime qualified license from a person who does not currently possess a valid Indiana handgun license; or~~

~~(C) twenty dollars (\$20) for a lifetime qualified license from a person who currently possesses a valid Indiana handgun license; and~~

~~(2) an unlimited license shall be:~~

~~(A) thirty dollars (\$30) for a four (4) year unlimited license;~~

~~(B) seventy-five dollars (\$75) for a lifetime unlimited license from a person who does not currently possess a valid Indiana handgun license; or~~

~~(C) sixty dollars (\$60) for a lifetime unlimited license from a person who currently possesses a valid Indiana handgun license.~~

~~The superintendent shall charge a twenty dollar (\$20) fee for the issuance of a duplicate license to replace a lost or damaged license. These fees shall be deposited in accordance with subsection (e).~~

~~(c) Licensed dealers are exempt from the payment of fees specified in subsection (b) for a qualified license or an unlimited license.~~

~~(d) The following officers of this state or the United States who have been honorably retired by a lawfully created pension board or its equivalent after at least twenty (20) years of service or because of a~~



APPLICATION FOR HANDGUN LICENSE

Online State Form
Approved by State Board of Accounts, 2008

Instructions:

- 1. All questions must be answered.
- 2. THE INDIANA STATE POLICE IS NOT RESPONSIBLE FOR INCORRECT INFORMATION.
- 3. The applicant **must visit** his/her **local law enforcement agency** with payment to complete.

County of License: _____


Name: Last First Middle

Address:

(line 2)

City: State: ZIP code:

EMail:

Date of Birth:  Sex: Male Female Height: Ft. Lb.

Telephone number: Weight: Lb.

Build:

Scars, Marks, or Tattoos: None

Race:	Hair Color:	Eye Color:
AMERICAN INDIAN OR ALASKAN	BALD/UNKNOWN	BLACK BLUE
ASIAN OR PACIFIC ISLANDER	BLONDE	BROWN GRAY
BLACK	BROWN	GREEN HAZEL
MULTI-RACIAL	GREEN	MAROON MULTICOI
UNKNOWN	PINK	PINK UNKNOWNI
WHITE	RED	SANDY
	WHITE	

Employer/Business

Occupation:

Name:

Address:

City: State: ZIP code:

Place of Birth

City:

State:

Additional QuestionsAre you a U.S. Citizen? Yes No If non U.S. Citizen, enter your INS registration number: I have been a resident of Indiana from To Have you had a previous handgun license? Yes No Year: Previous License number: Has your handgun license ever been suspended/revoked? Yes No Year: State Charges: Have you ever been convicted of any misdemeanor or felony violation, including DUI? Yes No Charges:

Have you ever been treated for psychiatric health care or an emotional or mental illness? Yes No

a. Year of recent treatment:

b. Submit documentation/recommendation from treating mental health professional or treatment center.

Are you prohibited by court order from possessing a firearm? Yes No

Type of Handgun License

4 Year Hunting and Target \$5

4 Year Personal Protection \$30

Firearms Dealer - Fee Exempt

Lifetime Hunting and Target / No Current License \$25

Lifetime Hunting and Target/Current Valid License \$20

Lifetime Personal Protection / No Current License \$75

Lifetime Personal Protection/Current Valid License \$60

Retired Corrections Officer - Fee Exempt

Retired Police Officer - Fee Exempt

Submit

Note: Indiana Statutes can be looked up online at www.in.gov/legislative/.

How do I apply for a handgun license?

The relevant statute is IC 35-47-2-3.

The application is really a two part process beginning with a recommendation from your local law enforcement agency and then the application is sent to the Indiana State Police. The Indiana State Police Superintendent is charged with the responsibility of actually issuing the license and administering the licensing program.

If you live in a city or town, then you must begin the application process with the police department in that city or town. If you do not live in a city or town, then you must begin the process with the sheriff of the county in which you reside. The local department will charge a fee at that time; however, another fee will have to be provided to the state when it is forwarded to the State Police. Please see the fee schedule at the bottom of the FAQ page. Please understand that if someone else types your application for you, you are responsible for reviewing and verifying that the information on the application is correct before you sign the application.

Some local departments will mail the application to the Indiana State Police for you and others will have you mail it.

An application is currently composed of three separate documents: 1) the original application, 2) the supplemental application, and 3) a blue FBI applicant fingerprint card.

The first is the application itself, which is composed of three carbonless sheets. The white copy is sent to the state after being completed and signed by the chief of police, town marshal, or sheriff over the jurisdiction in which you reside. The yellow copy is retained by the local agency and the pink copy is your receipt. The class of license you are applying for will actually be selected on the supplemental application.

The supplemental form is one sheet and contains the lifetime handgun license selections and the fee schedule that began July 1, 2006.

Finally a fingerprint card must be completed. Please make sure that all identifiers on the fingerprint card are completed or the application packet will be returned to you.

A money order or certified check made payable to the state of Indiana for the proper amount must be included.

How do I get a duplicate handgun license?

Complete the "Duplicate Handgun License Request and

Notification of Name or Address Change Form" and mail it to the firearms section with a money order for \$20. If it is hand written, please make sure that it is printed and legible.

My name or address has changed. Do I have to pay for a duplicate license?

No. Complete the "Duplicate Handgun License Request and Notification of Name or Address Change Form" and mail or fax the form to the firearms section. Check that you are notifying the section of your information change only. The change will be made in the firearms database and there is no fee for this service. If you want a license issued with the changes on it, then yes, the \$20 fee for the duplicate license does apply.

Does the State Police set the fees for handgun licenses?

No. The fees for handgun licenses are established in state statute. Laws in the state are passed by the legislature (Fees: IC 35-47-2-3 & 4).

How long does it normally take to receive a handgun license?

If the form is completed properly and the applicant has no background problems, the license is routinely issued in 4 to 8 weeks. Please be aware that improperly completed applications and those with background problems may take longer.

I currently have a handgun license and I want a lifetime license. When can I apply for my lifetime license?

According to IC 35-47-2-6, the period during which an application for the renewal of an existing license may be filed begins one hundred eighty (180) days before the expiration of the existing license.

I am currently a four year personal protection license holder and I want a lifetime license, do I still have to wait within 180 days of my current licenses expiration before I can apply for the lifetime license?

Yes (Re: IC 35-47-2-6).

Who may not be eligible for a license to carry?

IC 35-47-2-3

- (g) A license to carry a handgun shall not be issued to any person who:
(1) has been convicted of a felony;

(2) has had a license to carry a handgun suspended, unless the person's license has been reinstated;

(3) is under eighteen (18) years of age;

(4) is under twenty-three (23) years of age
delinquent child for an act that would be a felony if committed by an adult; or

(5) has been arrested for a Class A or Class B felony, or any other felony that was committed while armed with a deadly weapon or that involved the use of violence, if a court has found probable cause to believe that the person committed the offense charged.

In the case of an arrest under subdivision (5), a license to carry a handgun may be issued to a person who has been acquitted of the specific offense charged or if the charges for the specific offense are dismissed.

How does a conviction of domestic battery affect my right to carry a handgun?

IC 35-47-2-1

Carrying a handgun without a license or by person convicted of domestic battery

35-47-2-1 Sec. 1. (a) Except as provided in subsection (b) and section 2 of this chapter, a person shall not carry a handgun in any vehicle or on or about the person's body, except in the person's dwelling, on the person's property or fixed place of business, without a license issued under this chapter being in the person's possession.

(b) Unless the person's right to possess a firearm has been restored under IC 3-7-13-5 or IC 33-28-4-8, a person who has been convicted of domestic battery under IC 35-42-2-1.3 may not possess or carry a handgun in any vehicle or on or about the person's body in the person's dwelling or on the person's property or fixed place of business.

What is the definition of a "proper person" to be licensed?

35-47-1-7 Sec. 7. "Proper person" means a person who:

(1) does not have a conviction for resisting law enforcement under IC 35-44-3-3 within five (5) years before the person applies for a license or permit under this chapter;

(2) does not have a conviction for a crime for which the person could have been sentenced for more than one (1) year;

(3) does not have a conviction for a crime of domestic violence (as defined in IC 35-41-1-6.3), unless a court has restored the person's right to possess a firearm under IC 3-7-13-5;

(4) is not prohibited by a court order from possessing a handgun;

(5) does not have a record of being an alcohol or drug abuser as defined in this chapter;

(6) does not have documented evidence which would give rise to a reasonable belief that the person has a propensity for violent or emotionally unstable conduct;

(7) does not make a false statement of material fact on the person's application;

(8) does not have a conviction for any crime involving an inability to safely handle a handgun;

(9) does not have a conviction for violation of the provisions of this article within five (5) years of the person's application; or

(10) does not have an adjudication as a delinquent child for an act that would be a felony if committed by an adult, if the person applying for a license or permit under this chapter is less than twenty-three (23) years of age.

What is the legal definition of a handgun under Indiana Law?

IC 35-47-1-6 "Handgun"

35-47-1-6 Sec. 6. "Handgun" means any firearm:

(1) designed or adapted so as to be aimed and fired from one (1) hand, regardless of barrel length; or

(2) any firearm with:

(A) a barrel less than sixteen (16) inches in length; or

(B) an overall length of less than twenty-six (26) inches.

What states honor my Indiana handgun license?

Indiana honors all other states handgun licenses. Not all other states honor Indiana's license. Websites and organizations such as the NRA do attempt to track this information. Each state regulates this area differently and there is no obligation for one state to notify another state of any change in their law; therefore the department does not attempt to track this information.

Note: Illinois issues a Firearms Owners Identification (FOI) card. This card relates to the purchasing of firearms, not a permit to routinely carry a handgun and is therefore is not honored as such in Indiana.

I am a resident of another state and I have a valid handgun license issued by my home state. Does Indiana honor my states license?

Yes. Indiana honors valid handgun licenses issued by another state.

IC 35-47-2-21

Recognition of retail dealers' licenses and licenses to carry handguns issued by other states

35-47-2-21 Sec. 21. (a) Retail dealers' licenses issued by other states or foreign countries will not be recognized in Indiana except for sales at wholesale.

(b) Licenses to carry handguns, issued by other states or foreign countries, will be recognized according to the terms thereof but only while the holders are not residents of Indiana.

Does the state regulate the purchasing of handguns?

The relevant chapter in statute is IC 35-47-2.5

The state does require handgun dealers to have an Indiana dealer's license. Indiana law requires the dealer to complete a check through the National Instant Criminal Background Check System maintained by the Federal Bureau of Investigation and for prospective purchasers to complete federal form 4473 on each purchase.

If I purchase a handgun from a private person, do I have to complete a transfer form?

No. Indiana does not require the completion of a form for a private purchase nor do you have to route the transfer through a dealer. Recommend reviewing statutes in IC 35-47-2.5 which is the chapter regulating the sale of handguns in regards to a private sale or purchase.

IC 35-47-2.5-14

Providing handgun to ineligible purchaser; exemptions

Sec. 14. (a) This section does not apply to a person who provides a handgun to the following:

- (1) A child who is attending a hunters safety course or a firearms safety course or an adult who is supervising the child during the course.
- (2) A child engaging in practice in using a firearm for target shooting at an established range or in an area where the discharge of a firearm is not prohibited or is supervised by:
 - (A) a qualified firearms instructor; or
 - (B) an adult who is supervising the child while the child is at the range.
- (3) A child engaging in an organized competition involving the use of a firearm or participating in or practicing for a performance by an organized group under Section 501(c)(3) of the Internal Revenue Code that uses firearms as a part of a performance or an adult who is involved in the competition or performance.
- (4) A child who is hunting or trapping under a valid license

issued to the child under IC 14-22.

(5) A child who is traveling with an unloaded firearm to or from an activity described in this section.

(6) A child who:

- (A) is on real property that is under the control of the child's parent, an adult family member of the child, or the child's legal guardian; and
- (B) has permission from the child's parent or legal guardian to possess a firearm.

(b) A person who purchases a handgun with the intent to:

- (1) resell or otherwise provide the handgun to another person who the person knows or has reason to believe is ineligible for any reason to purchase or otherwise receive from a dealer a handgun; or
- (2) transport the handgun out of the state to be resold or otherwise provided to another person who the transferor knows is ineligible to purchase or otherwise receive a firearm; commits a Class D felony.

(c) If the violation of this section involves a transfer of more than one (1) handgun, the offense is a Class C felony.

As added by P.L.17-1997, SEC.8.

IC 35-47-2.5-15

Ineligible purchaser attempting to purchase handgun; violation

Sec. 15. (a) A person who is ineligible to purchase or otherwise receive or possess a handgun in Indiana who knowingly or intentionally solicits, employs, or assists any person in violating section 14 of this chapter commits a Class D felony.

(b) If the violation involves a transfer of more than one (1) handgun, the offense is a Class C felony.

As added by P.L.17-1997, SEC.8.

Why do you not wait to cash my check until you process the application?

Indiana Board of Accounts procedures require the money be deposited within 24 hours.

I have a felony record, can I possess a firearm?

No, federal law prohibits a convicted felon from owning a firearm.

I have a felony record, can I possess a cap and ball musket?

Yes, unless your felony conviction is for a crime listed under IC 35-47-4-5.

IC 35-47-4-5

Unlawful possession of firearm by serious violent felon

35-47-4-5 Sec. 5. (a) As used in this section, "serious violent felon" means a person who has been convicted of:

(1) committing a serious violent felony in:

(A) Indiana; or

(B) any other jurisdiction in which the elements of the crime for which the conviction was entered are substantially similar to the elements of a serious violent felony; or

(2) attempting to commit or conspiring to commit a serious violent felony in:

(A) Indiana as provided under IC 35-41-5-1 or IC 35-41-5-2;

or

(B) any other jurisdiction in which the elements of the crime for which the conviction was entered are substantially similar to the elements of attempting to commit or conspiring to commit a serious violent felony.

(b) As used in this section, "serious violent felony" means:

(1) murder (IC 35-42-1-1);

(2) voluntary manslaughter (IC 35-42-1-3);

(3) reckless homicide not committed by means of a vehicle (IC 35-42-1-5);

- (4) battery as a:
 - (A) Class A felony (IC 35-42-2-1(a)(5));
 - (B) Class B felony (IC 35-42-2-1(a)(4)); or
 - (C) Class C felony (IC 35-42-2-1(a)(3));
 - (5) aggravated battery (IC 35-42-2-1.5);
 - (6) kidnapping (IC 35-42-3-2);
 - (7) criminal confinement (IC 35-42-3-3);
 - (8) rape (IC 35-42-4-1);
 - (9) criminal deviate conduct (IC 35-42-4-2);
 - (10) child molesting (IC 35-42-4-3);
 - (11) sexual battery as a Class C felony (IC 35-42-4-8);
 - (12) robbery (IC 35-42-5-1);
 - (13) carjacking (IC 35-42-5-2);
 - (14) arson as a Class A felony or Class B felony (IC 35-43-1-1(a));
 - (15) burglary as a Class A felony or Class B felony (IC 35-43-2-1);
 - (16) assisting a criminal as a Class C felony (IC 35-44-3-2);
 - (17) resisting law enforcement as a Class B felony or Class C felony (IC 35-44-3-3);
 - (18) escape as a Class B felony or Class C felony (IC 35-44-3-5);
 - (19) trafficking with an inmate as a Class C felony (IC 35-44-3-9);
 - (20) criminal gang intimidation (IC 35-45-9-4);
 - (21) stalking as a Class B felony or Class C felony (IC 35-45-10-5);
 - (22) incest (IC 35-46-1-3);
 - (23) dealing in or manufacturing cocaine or a narcotic drug (IC 35-48-4-1);
 - (24) dealing in methamphetamine (IC 35-48-4-1.1);
 - (25) dealing in a schedule I, II, or III controlled substance (IC 35-48-4-2);
 - (26) dealing in a schedule IV controlled substance (IC 35-48-4-3); or
 - (27) dealing in a schedule V controlled substance (IC 35-48-4-4).
- (c) A serious violent felon who knowingly or intentionally possesses a firearm commits unlawful possession of a firearm by a serious violent felon, a Class B felony.

Does Indiana statute require me to carry the handgun on my person concealed or exposed?

Indiana law is silent on this issue; however, carrying an exposed weapon in public may alarm some people. Also, the right to carry a firearm may be restricted on private property and businesses by the owners. Be attentive for signs warning of restricted areas when carrying firearms into public places. If approached by law enforcement for official business such as traffic stops or complaint related inquiries, it is recommended that you tell the officer in a non-threatening manner that you are carrying a weapon or have a weapon in the vehicle and that you have a valid permit. A law enforcement officer does have the right to inspect the permit.

Does Indiana state law define areas where it is illegal to carry a handgun even with a permit?

Yes, and for your information the following state statutes and administrative code references are provided. Please be aware that local municipalities and counties may have enacted ordinances that are not listed, primarily limiting firearms in public buildings and property. Also, the right to carry a firearm may be restricted on private property and businesses by the owners. Be attentive for signs warning of restricted areas when carrying firearms into public places.

School Property

IC 35-47-9

Chapter 9. Possession of Firearms on School Property and School Buses

IC 35-47-9-1

Exemptions from chapter

35-47-9-1 Sec. 1. This chapter does not apply to the following:

(1) A:

(A) federal;

(B) state; or

(C) local;

law enforcement officer.

(2) A person who has been employed or authorized by:

(A) a school; or

(B) another person who owns or operates property being used by a school for a school function;

to act as a security guard, perform or participate in a school function, or participate in any other activity authorized by a school.

(3) A person who:

(A) may legally possess a firearm; and

(B) possesses the firearm in a motor vehicle that is being operated by the person to transport another person to or from a school or a school function.

IC 35-47-9-2

Possession of firearms on school property, at school function, or on school bus; felony

35-47-9-2 Sec. 2. A person who possesses a firearm:

(1) in or on school property;

(2) in or on property that is being used by a school for a school function; or

(3) on a school bus;

commits a Class D felony.

Airports and Aircraft

IC 35-47-6

Chapter 6. Weapons on Aircraft

IC 35-47-6-0.5

Applicability of chapter

35-47-6-0.5 Sec. 0.5. (a) Except as provided in subsection (b), this chapter does not apply to an official or employee:

(1) of:

(A) the United States;

(B) a state or political subdivision of a state;

(C) an operator (as defined in IC 5-23-2-8); or

(D) any other entity that has been granted statutory authority to enforce the penal laws of Indiana;

(2) who has been granted the power to effect arrests under Indiana law; and

(3) who has been authorized by the official's or employee's agency or employer to carry firearms.

(b) An individual described in subsection (a) is subject to the applicable regulations of the United States concerning the possession and carriage of firearms on aircraft or in areas of an airport to which access is controlled by the inspection of persons and property.

IC 35-47-6-1

Firearm, explosive, or deadly weapon; possession in commercial or chartered aircraft

35-47-6-1 Sec. 1. A person who boards a commercial or charter aircraft having in his possession:

(1) a firearm;

(2) an explosive; or

(3) any other deadly weapon;

commits a Class C felony.

IC 35-47-6-1.1

Undisclosed transport of dangerous device

35-47-6-1.1 Sec. 1.1. (a) As used in this section, "dangerous device" means:

(1) a firearm;

(2) a destructive device (as defined in IC 35-47.5-2-4); or

(3) a weapon of mass destruction (IC 35-41-1-29.4).

(b) A person who checks an item to be transported on a commercial passenger airline and who:

(1) knows the item contains a dangerous device; and

(2) knowingly or intentionally fails to disclose orally or in writing to the person to whom possession of the item is delivered for carriage that the item contains a dangerous device; commits undisclosed transport of a dangerous device, a Class A misdemeanor.

IC 35-47-6-1.3

Firearm, explosive, or deadly weapon; possession in controlled access areas of an airport

35-47-6-1.3 Sec. 1.3. A person who knowingly or intentionally enters an area of an airport to which access is controlled by the inspection of persons and property while the person:

(1) possesses:

(A) a firearm;

(B) an explosive; or

(C) any other deadly weapon; or
(2) has access to property that contains:
(A) a firearm;
(B) an explosive; or
(C) any other deadly weapon;
commits a Class A misdemeanor.

IC 35-47-6-1.4

Unlawful entry to restricted area of airport

35-47-6-1.4 Sec. 1.4. (a) This section does not apply to a person who is:

- (1) employed by:
 - (A) an airport;
 - (B) an airline; or
 - (C) a law enforcement agency; and
- (2) acting lawfully within the scope of the person's employment.

(b) A person who knowingly or intentionally enters an area of an airport to which access is controlled by the inspection of persons or property without submitting to the inspection commits a Class A misdemeanor.

IC 35-47-6-1.6

Disrupting operation of aircraft; Class B felony

35-47-6-1.6 Sec. 1.6. (a) A person who knowingly or intentionally uses force or violence or the threat of force or violence to disrupt the operation of an aircraft commits a Class B felony.

(b) A person who knowingly or intentionally uses force or violence or the threat of force or violence to hijack an aircraft in flight commits a Class A felony.

(c) For purposes of this section, an aircraft is considered to be in flight while the aircraft is:

- (1) on the ground in Indiana:
 - (A) after the doors of the aircraft are closed for takeoff; and
 - (B) until the aircraft takes off;
- (2) in the airspace above Indiana; or
- (3) on the ground in Indiana:
 - (A) after the aircraft lands; and
 - (B) before the doors of the aircraft are opened after landing.

IC 35-47-6-3

Consent to search of person or personal belongings

35-47-6-3 Sec. 3. Any person purchasing a ticket to board any commercial or charter aircraft shall by such purchase consent to a search of his person or personal belongings by the company selling said ticket to him. In case said person shall refuse to submit to a search of his person or personal belongings by said aircraft company, the person refusing may be denied the right to board said commercial or charter aircraft.

Off Road Vehicles

IC 14-16-1

Chapter 1. Off-Road Vehicles

IC 14-16-1-23

Restrictions on operation

Sec. 23. (a) An individual shall not operate a vehicle under any of the following conditions:

(1) At a rate of speed greater than is reasonable and proper having due regard for existing conditions or in a manner that unnecessarily endangers the person or property of another.

(2) While:

(A) under the influence of an alcoholic beverage; or

(B) unlawfully under the influence of a narcotic or other habit forming or dangerous depressant or stimulant drug.

(3) During the hours from thirty (30) minutes after sunset to thirty (30) minutes before sunrise without displaying a lighted headlight and a lighted taillight.

(4) In a forest nursery, a planting area, or public land posted or reasonably identified as an area of forest or plant reproduction and when growing stock may be damaged.

(5) On the frozen surface of public waters within:

(A) one hundred (100) feet of an individual not in or upon a vehicle; or

(B) one hundred (100) feet of a fishing shanty or shelter;

except at a speed of not more than five (5) miles per hour.

(6) Unless the vehicle is equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke.

(7) Within one hundred (100) feet of a dwelling between midnight and 6:00 a.m., except on the individual's own property or property under the individual's control or as an invited guest.

(8) On any property without the consent of the landowner or tenant.

(9) While transporting on or in the vehicle a firearm unless the firearm is:

(A) unloaded; and

(B) securely encased or equipped with and made inoperative by a manufactured keylocked trigger housing mechanism.

(10) On or across a cemetery or burial ground.

(11) Within one hundred (100) feet of a slide, ski, or skating area, except for the purpose of servicing the area.

(12) On a railroad track or railroad right-of-way, except railroad personnel in the performance of duties.

(13) In or upon a flowing river, stream, or creek, except for the purpose of crossing by the shortest possible route, unless the river, stream, or creek is of sufficient water depth to permit movement by flotation of the vehicle at all times.

(14) An individual shall not operate a vehicle while a bow is present in or on the vehicle if the nock of an arrow is in position on the string of the bow.

(b) Subsection (a)(9) does not apply to a person who is carrying a handgun if the person:

(1) has been issued an unlimited handgun license to carry a handgun under IC 35-47-2; or

(2) is not required to possess a license to carry a handgun under IC 35-47-2-2.

Weapons on Riverboats

Rule 7. Weapons

68 IAC 1-7-1 Weapons on the riverboat

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3

Affected: IC 4-33-8; IC 35-41-1-17

Sec. 1. (a) The following definitions apply throughout this rule:

(1) "Federal enforcement officer" has the meaning set forth in 5 U.S.C. 8331 or IC 35-41-1-17, or both.

(2) "Law enforcement officer" has the meaning set forth in IC 35-41-1-17.

(3) "Security personnel" means an employee of the riverboat licensee or a supplier licensee who:

(A) holds the appropriate level of occupational license under IC 4-33-8 and 68 IAC 2-3; and

(B) is employed in the riverboat licensee's security department or by a supplier licensee that contractually provides security services to a riverboat licensee.

(b) No individual other than an enforcement agent shall carry a weapon on board the riverboat. A law enforcement officer or a federal enforcement officer:

(1) whose sole purpose for being on the riverboat is the performance of official duties; and

(2) who has advised the enforcement agent or the commission that the officer will be on board the riverboat; shall be allowed to carry a weapon on board the riverboat.

(c) The riverboat licensee shall post a sign in a prominent place at the point of passenger ingress stating, "No weapons are allowed beyond this point. Failure to comply with this rule may result in the immediate removal from the riverboat, immediate detention by security personnel, the imposition of civil penalties, or exclusion under IC 4-33.".

(d) The riverboat licensee shall provide a secure place to which patrons do not have access to store weapons checked by:

(1) patrons;

(2) off duty law enforcement officers; or

(3) off duty federal enforcement officers.

(e) Security personnel may carry a weapon on board the riverboat during times that patrons are not present.

(Indiana Gaming Commission; 68 IAC 1-7-1; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2649; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898; filed Dec 18, 2006, 1:16 p.m.: 20070117-IR-068060190FRA)

DNR Property

312 IAC 8-2-3

Please go to the Legislative Service website to search for latest information on this administrative code (<http://www.in.gov/legislative/iac/>).

**FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE
CJIS DIVISION/CLARKSBURG, WV 26306**

APPLICANT

1. LOOP



CENTER OF LOOP

DELTA

THE LINES BETWEEN CENTER OF LOOP AND DELTA MUST SHOW

2. WHORL



DELTA

THESE LINES RUNNING BETWEEN DELTAS MUST BE CLEAR

3. ARCH



ARCHES HAVE NO DELTAS

TO OBTAIN CLASSIFIABLE FINGERPRINTS:

1. USE BLACK PRINTER'S INK
2. DISTRIBUTE INK EVENLY ON INKING SLAB
3. WASH AND DRY FINGERS THOROUGHLY
4. ROLL FINGERS FROM NAIL TO NAIL, AND AVOID ALLOWING FINGERS TO SLIP
5. BE SURE IMPRESSIONS ARE RECORDED IN CORRECT ORDER
6. NOTE IN THE APPROPRIATE FINGER BLOCKS IF APPLICANT IS MISSING ONE OR MORE FINGERS FOR ANY REASON. IF NOT MISSING, ALL TEN IMPRESSIONS MUST BE PROVIDED WITH SCARS AND DETONANTS NOTATED
7. IF SOME PHYSICAL CONDITION MAKES IT IMPOSSIBLE TO OBTAIN PERFECT IMPRESSIONS, SUBMIT THE BEST THAT CAN BE OBTAINED
8. EXAMINE THE COMPLETED PRINTS TO SEE IF THEY CAN BE CLASSIFIED, BEARING IN MIND THAT MOST FINGERPRINTS FALL INTO THE PATTERNS SHOWN ON THIS CARD (OTHER PATTERNS OCCUR INFREQUENTLY AND ARE NOT SHOWN HERE)

THIS CARD FOR USE BY:

1. LAW ENFORCEMENT AGENCIES IN FINGERPRINTING APPLICANTS FOR LAW ENFORCEMENT POSITIONS*
2. OFFICIALS OF STATE AND LOCAL GOVERNMENTS FOR PURPOSES OF EMPLOYMENT, LICENSING, AND PERMITS, AS AUTHORIZED BY STATE STATUTES AND APPROVED BY THE ATTORNEY GENERAL OF THE UNITED STATES. LOCAL AND COUNTY ORDINANCES, UNLESS SPECIFICALLY BASED ON APPLICABLE STATE STATUTES DO NOT SATISFY THIS REQUIREMENT.
3. U.S. GOVERNMENT AGENCIES AND OTHER ENTITIES REQUIRED BY FEDERAL LAW**
4. OFFICIALS OF FEDERALLY CHARTERED OR INSURED BANKING INSTITUTIONS TO PROMOTE OR MAINTAIN THE SECURITY OF THOSE INSTITUTIONS.

LEAVE THIS SPACE BLANK

INSTRUCTIONS:

- * 1. PRINTS MUST FIRST BE CHECKED THROUGH THE APPROPRIATE STATE IDENTIFICATION BUREAU, AND ONLY THOSE FINGERPRINTS FOR WHICH NO DISQUALIFYING RECORD HAS BEEN FOUND LOCALLY SHOULD BE SUBMITTED FOR FBI SEARCH.
 2. PRIVACY ACT OF 1974 (PL 93-502) REQUIRES THAT FEDERAL STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION AND USES WHICH WILL BE MADE OF IT.
 - ** 2. IDENTITY OF PRIVATE CONTRACTORS SHOULD BE SHOWN IN SPACE "EMPLOYER AND ADDRESS". THE CONTRIBUTOR IS THE NAME OF THE AGENCY SUBMITTING THE FINGERPRINT CARD TO THE FBI.
 4. FBI NUMBER, IF KNOWN, SHOULD ALWAYS BE FURNISHED IN THE APPROPRIATE SPACE
- MISCELLANEOUS NO. - RECORD; OTHER ARMED FORCES NO. PASSPORT NO. (FP); ALIEN REGISTRATION NO. (AR); PORT SECURITY CARD NO. (PS); SELECTIVE SERVICE NO. (SS); VETERANS' ADMINISTRATION CLAIM NO. (VA)

FD-258 (REV. 5-11-99)

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CJIS FINGERPRINT SUPPLY REQUISITION FORM