

HOUSE FLOOR AMENDMENT

Second Reading BY REPRESENTATIVES Armagost and Caldwell

1 Amend printed bill, page 2, line 2, after "**add**" insert "(3.5),".

2 Page 2, line 4, strike "(7) In" and substitute "(3.5) (a) If AT LEAST TEN
3 YEARS HAVE PASSED SINCE THE DATE OF THE FINAL DISPOSITION OF ALL
4 CRIMINAL PROCEEDINGS AGAINST THE PERSON FOR THE CONVICTION OF
5 MOTOR VEHICLE THEFT IN THE FIRST DEGREE IN VIOLATION OF SECTION
6 18-4-409(2) OR THE CONVICTION OF ATTEMPT OR CONSPIRACY TO COMMIT
7 MOTOR VEHICLE THEFT IN THE FIRST DEGREE, OR SINCE THE RELEASE OF
8 THE PERSON FROM SUPERVISION FOR THE CONVICTION OF MOTOR VEHICLE
9 THEFT IN THE FIRST DEGREE IN VIOLATION OF SECTION 18-4-409(2) OR THE
10 RELEASE OF THE PERSON FROM SUPERVISION FOR THE CONVICTION OF
11 ATTEMPT OR CONSPIRACY TO COMMIT A MOTOR VEHICLE THEFT IN THE
12 FIRST DEGREE, WHICHEVER IS LATER, THEN THE PERSON MAY PETITION THE
13 COURT FOR AN ORDER DETERMINING THAT SUBSECTION (1) OF THIS
14 SECTION DOES NOT APPLY TO THE PERSON IF THE PERSON LEGALLY
15 POSSESSES, USES, OR CARRIES UPON THEIR PERSON A FIREARM AS DEFINED
16 IN SECTION 18-1-901 (3)(h) OR ANY OTHER WEAPON THAT IS SUBJECT TO
17 THIS ARTICLE 12.

18 (b) A COURT SHALL ENTER AN ORDER DETERMINING THAT
19 SUBSECTION (1) OF THIS SECTION DOES NOT APPLY TO A PERSON
20 DESCRIBED IN SUBSECTION (3.5)(a) OF THIS SECTION UPON THE PROPER
21 REQUEST OF THE PERSON PURSUANT TO SUBSECTION (3.5)(a) OF THIS
22 SECTION.

23 (7) In".

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