

# Hall of the House of Representatives

## 91st General Assembly - Regular Session, 2017

### Amendment Form

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#### Subtitle of House Bill No. 1817

TO CREATE THE OFFENSE OF POSSESSION OF A FIREARM WHILE UNDER THE INFLUENCE OF  
ALCOHOL OR A CONTROLLED SUBSTANCE.

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#### Amendment No. 1 to House Bill No. 1817

Amend House Bill No. 1817 as originally introduced:

Page 1, delete lines 32 through 36

AND

Page 2, delete lines 1 and 2, and substitute the following:

"(c) It is not an offense under this section if the person possesses the firearm while:

(1) In the person's own dwelling or place of business or on land owned, leased, or possessed by the person; or

(2) Committing an act of self-defense or in defense of another person if a reasonable person in the person's position would fear serious physical injury or death."

AND

Page 3, delete lines 35 and 36

AND

Page 4, delete lines 1 through 4, and substitute the following:

"(B)(i) Is convicted of possession of a firearm while under the influence of alcohol or a controlled substance, § 5-73-113.

(ii)(a) A licensee who has his or her license revoked under this subdivision (a)(1)(B) shall have his or her enhanced endorsement to carry a concealed handgun, if applicable, revoked for three (3) years for a first offense and shall have his or her license to carry a concealed handgun permanently revoked for a second offense.

(b) A licensee who has his or her license to carry a concealed handgun permanently revoked under this subdivision (a)(1)(B)(ii) may petition a circuit court to restore his or her ability to become a licensee."



The Amendment was read \_\_\_\_\_  
By: Representative C. Douglas  
BPG/TDW - 03-16-2017 09:46:17  
BPG547 \_\_\_\_\_ Chief Clerk