

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 21, 2002  
\_\_\_\_\_  
Date

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

HB02-1287 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, strike lines 2 through 11.

2 Renumber succeeding sections accordingly.

3 Page 3, after line 16, insert the following:

4           "(2) ANY REPORT MADE BY THE CLERK OF THE COURT OF EVERY  
5 JUDICIAL DISTRICT IN THE STATE PURSUANT TO THIS SECTION SHALL  
6 DESCRIBE THE REASON FOR THE REPORT AND INDICATE THAT THE REPORT  
7 IS MADE IN ACCORDANCE WITH 18 U.S.C. SEC. 922 (g) (4).

8           (3) THE CLERK OF THE COURT OF EVERY JUDICIAL DISTRICT IN THE  
9 STATE SHALL TAKE ALL NECESSARY STEPS TO CANCEL A RECORD MADE BY  
10 THAT CLERK IN THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK  
11 SYSTEM IF:

12           (a) THE PERSON TO WHOM THE RECORD PERTAINS MAKES A  
13 WRITTEN REQUEST TO THE CLERK; AND

14           (b) THE RECORD IS BASED ON A COURT ORDER ISSUED NO LESS  
15 THAN FIVE YEARS BEFORE THE DATE OF THE WRITTEN REQUEST."

1 Page 4, after line 12, insert the following:

2 "(2) ANY REPORT MADE BY THE CLERK OF THE PROBATE COURT  
3 PURSUANT TO THIS SECTION SHALL DESCRIBE THE REASON FOR THE REPORT  
4 AND INDICATE THAT THE REPORT IS MADE IN ACCORDANCE WITH 18 U.S.C.  
5 SEC. 922 (g) (4).

6 (3) THE CLERK OF THE PROBATE COURT SHALL TAKE ALL  
7 NECESSARY STEPS TO CANCEL A RECORD MADE BY THAT CLERK IN THE  
8 NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM IF:

9 (a) THE PERSON TO WHOM THE RECORD PERTAINS MAKES A  
10 WRITTEN REQUEST TO THE CLERK; AND

11 (b) THE RECORD IS BASED ON A COURT ORDER ISSUED NO LESS  
12 THAN FIVE YEARS BEFORE THE DATE OF THE WRITTEN REQUEST.";

13 strike lines 13 through 27.

14 Page 5, strike lines 1 and 2.

15 Renumber succeeding section accordingly.

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