

Gun Law in Indiana

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› *Your Complete Guide to Regulatory and Liability Concerns
for Buying, Selling or Owning Firearms*

INDIANAPOLIS, INDIANA
April 17, 2015

PRESENTED BY

Bryan Lee Ciyou
Kirk Freeman
Kathleen Sweeney
Ronald S. Todd

CONTINUING EDUCATION

CLE - 6.0 (Incl. 1.0 ethics)
See inside for details!

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SEMINAR OUTLINE

I. Constitutional Components of Firearms Law

9:00 - 9:45, *Kathleen Sweeney*

- A. The Second Amendment
- B. Other Amendments that Pertain to Firearms Law
- C. Gun Shows and the First Amendment
- D. Search and Seizure Issues and the Fourth Amendment
- E. The Taxing and Commerce Clauses
- F. State Constitutional Amendment

II. State and Federal Firearms Laws: What Attorneys Need to Know

9:45 - 10:30, *Kathleen Sweeney*

- A. Firearm Regulations at the State Level
- B. National Firearms Act of 1934
- C. Gun Control Act of 1968
- D. Firearms Owners Protection Act
- E. Brady Handgun Violence Protection Act

III. Title 1 Firearms and Their Regulation

10:45 - 12:00, *Kirk Freeman*

- A. Modern Firearms, Curios and Relics, and Antiques - Important Definitions
- B. Purchasing Requirements
- C. Form 4473
- D. Multiple Handguns and Form 3310.4
- E. Private Party Transfers and Gun Show Purchases
- F. Title 1 Firearms and Purchasers with Criminal Records and Restraining Orders

IV. Title 2 Firearms: Unique and Misunderstood

1:00 - 1:45, *Kirk Freeman*

- A. What is a Title 2 Firearm?
- B. Tax and Purchase Procedures for Title 2 Firearms
- C. Transportation and Use Requirements with Title 2 Firearms
- D. Title 2 Firearms and Entities Exempt from Tax and Purchasing Requirements
- E. Determining if a Title 2 Firearm is on the NFA Registry
- F. Protecting and Transferring Title II Collections:
The Future of NFA Gun Trusts

V. Gun Ownership Legal Concerns

1:45 - 2:30, *Kirk Freeman*

- A. Restricted and Prohibited Weapons
- B. Persons Prohibited from Possessing a Firearm
- C. Licensing Requirements and Penalties for Breaking Them
- D. Restoration of Second Amendment Rights
- E. Gun Confiscations by Local, State or Federal Officials
- F. Correcting Errors in NICS Background Check
- G. Conceal Carry and Open Carry Laws
- H. Rules for Transporting Weapons
- I. Understanding Reciprocity with Neighboring States
- J. Premises Restrictions: Who Can Restrict Legal Carry Rights and in What Circumstances?

VI. Liability Concerns for Gun Dealers and Owners

2:45 - 3:30, *Bryan Lee Ciyou*

- A. Criminal vs. Civil Penalties for Firearm Injuries
- B. Protection of Lawful Commerce in Arms Act and Lawsuits Against Firearm Manufacturers
- C. Individual Liability in Accidental Shootings
- D. Child Access Prevention Laws
- E. Stolen Firearm Used in a Crime
- F. Lawful vs. Unlawful Uses of Force

VII. Ethical Considerations When Representing Gun Owners or Dealers

3:30 - 4:30, *Ronald S. Todd*

- A. Exceptions to Attorney-Client Privilege Under Model Rule 1.6
- B. Attempt to Commit Crime or Fraud
- C. When Clients are a Danger to Themselves or Others
- D. How to Get Advice About Potentially Breaking Privilege

*If needed, the above agenda may be changed to best accommodate all of our attendees.

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