

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill No. 301, Page 21, Section 571.070, Line 19,  
2 by inserting after said section and line the following:

3  
4 "571.816. 1. As used in this section, the following terms mean:

5 (1) "Petitioner", a law enforcement officer or a law enforcement agency that petitions a  
6 court for a risk protection order under this section;

7 (2) "Respondent", the individual who is identified as the respondent in a petition filed under  
8 this section;

9 (3) "Risk protection order", a temporary ex parte order or a final order granted under this  
10 section.

11 2. (1) An action is hereby created, to be known as a petition for a risk protection order.

12 (2) A petition for a risk protection order may be filed by a law enforcement officer or law  
13 enforcement agency.

14 (3) An action under this section shall be filed in the county where the petitioner's law  
15 enforcement office is located or the county where the respondent resides.

16 (4) Such petition for a risk protection order shall not require either party to be represented  
17 by an attorney.

18 (5) Notwithstanding any other law, attorney's fees shall not be awarded in any proceeding  
19 under this section.

20 (6) A petition shall:

21 (a) Allege that the respondent poses a significant danger of causing personal injury to  
22 himself or herself or others by having a firearm or any ammunition in his or her custody or control  
23 or by purchasing, possessing, or receiving a firearm or any ammunition and shall be accompanied  
24 by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a  
25 reasonable fear of significant dangerous acts by the respondent;

26 (b) Identify the quantities, types, and locations of all firearms and ammunition the petitioner  
27 believes to be in the respondent's current ownership, possession, custody, or control; and

28 (c) Identify whether there is a known existing protection order governing the respondent  
29 under chapter 455 or under any other applicable statute.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1           (7) The petitioner shall make a good faith effort to provide notice to a family or household  
2 member of the respondent and to any known third party who may be at risk of violence. The notice  
3 shall state that the petitioner intends to petition the court for a risk protection order or has already  
4 done so and shall include referrals to appropriate resources, including mental health, domestic  
5 violence, and counseling resources. The petitioner shall attest in the petition to having provided  
6 such notice or shall attest to the steps that will be taken to provide such notice.

7           (8) The petitioner shall list the address of record on the petition as being where the  
8 appropriate law enforcement agency is located.

9           (9) A court or a public agency shall not charge fees for filing or for service of process to a  
10 petitioner seeking relief under this section and shall provide the necessary number of certified  
11 copies, forms, and instructional brochures free of charge.

12           (10) A person shall not be required to post a bond to obtain relief in any proceeding under  
13 this section.

14           (11) The circuit courts of this state have jurisdiction over proceedings under this section.

15           3. (1) Upon receipt of a petition, the court shall order a hearing to be held no later than  
16 fourteen days after the date of the order and shall issue a notice of hearing to the respondent for the  
17 same, and:

18           (a) The clerk of the court shall cause a copy of the notice of hearing and petition to be  
19 forwarded on or before the next business day to the appropriate law enforcement agency for service  
20 upon the respondent as described under subsection 5 of this section;

21           (b) The court may, as provided in subsection 4 of this section, issue a temporary ex parte  
22 risk protection order pending the hearing ordered under this subsection. Such temporary ex parte  
23 order shall be served concurrently with the notice of hearing and petition as provided in subsection 5  
24 of this section; and

25           (c) The court may conduct a hearing by telephone pursuant to a local court rule to  
26 reasonably accommodate a disability or exceptional circumstances. The court shall receive  
27 assurances of the petitioner's identity before conducting a telephonic hearing.

28           (2) Upon notice and a hearing on the matter, if the court finds by clear and convincing  
29 evidence that the respondent poses a significant danger of causing personal injury to himself or  
30 herself or others by having in his or her custody or control, or by purchasing, possessing, or  
31 receiving, a firearm or any ammunition, the court shall issue a risk protection order for a period that  
32 it deems appropriate, up to and including but not exceeding twelve months.

33           (3) In determining whether grounds for a risk protection order exist, the court may consider  
34 any relevant evidence including, but not limited to:

35           (a) Any recent act or threat of violence by the respondent against himself or herself or  
36 others, regardless of whether such violence or threat of violence involved a firearm;

37           (b) Any act or threat of violence by the respondent within the past twelve months including,  
38 but not limited to, acts or threats of violence by the respondent against himself or herself or others;

1           (c) Evidence of the respondent being seriously mentally ill or having recurring mental  
2 health issues;

3           (d) Any violation by the respondent of a risk protection order or a no-contact order issued  
4 under chapter 455;

5           (e) Any previous or existing risk protection order issued against the respondent;

6           (f) Any violation of a previous or existing risk protection order issued against the  
7 respondent;

8           (g) Whether the respondent, in this state or any other state, has been convicted of, had  
9 adjudication withheld on, or pled nolo contendere to a crime that constitutes domestic violence as  
10 defined in section 455.010;

11           (h) Whether the respondent has used, or has threatened to use, against himself or herself or  
12 others any weapons;

13           (i) Any unlawful or reckless use, display, or brandishing of a firearm by the respondent;

14           (j) Any recurring use of, or threat to use, physical force by the respondent against another  
15 person or the respondent stalking another person;

16           (k) Whether the respondent, in this state or any other state, has been arrested for, convicted  
17 of, had adjudication withheld on, or pled nolo contendere to a crime involving violence or a threat of  
18 violence;

19           (l) Any corroborated evidence of the abuse of controlled substances or alcohol by the  
20 respondent;

21           (m) Evidence of recent acquisition of firearms or ammunition by the respondent;

22           (n) Any relevant information from family and household members concerning the  
23 respondent; and

24           (o) Witness testimony, taken while the witness is under oath, relating to the matter before  
25 the court.

26           (4) A person, including an officer of the court, who offers evidence or recommendations  
27 relating to the cause of action shall either:

28           (a) Present the evidence or recommendations in writing to the court with copies to each  
29 party and his or her attorney, if one is retained; or

30           (b) Present the evidence under oath at a hearing at which all parties are present.

31           (5) In a hearing under this section, the rules of evidence apply to the same extent as in a  
32 domestic violence injunction proceeding under chapter 455.

33           (6) During the hearing, the court shall consider whether a mental health evaluation or  
34 chemical dependency evaluation is appropriate and, if such determination is made, may order such  
35 evaluations.

36           (7) A risk protection order shall include:

37           (a) A statement of the grounds supporting the issuance of the order;

38           (b) The date the order was issued;

39           (c) The date the order ends;

1 (d) Whether a mental health evaluation or chemical dependency evaluation of the  
2 respondent is required;

3 (e) The address of the court in which any responsive pleading should be filed;

4 (f) A description of the requirements for the surrender of all firearms and ammunition that  
5 the respondent owns, as set forth under subsection 7 of this section; and

6 (g) The following statement: "To the subject of this protection order: This order will last  
7 until the date noted above. If you have not done so already, you shall surrender immediately to the

8 \_\_\_\_\_ (insert name of local law enforcement agency) all firearms and ammunition that you  
9 own in your custody, control, or possession and any license to carry a concealed weapon or firearm  
10 issued to you under 571.101 to 571.126, RSMo, or 571.205 to 571.230, RSMo. You shall not have  
11 in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm  
12 or ammunition while this order is in effect. You have the right to request one hearing to vacate this  
13 order, starting after the date of the issuance of this order, and to request another hearing after every  
14 extension of the order, if any. You may seek the advice of an attorney as to any matter connected  
15 with this order."

16 (8) If the court issues a risk protection order, the court shall inform the respondent that he or  
17 she is entitled to request a hearing to vacate the order in the manner provided by subsection 6 of this  
18 section. The court shall provide the respondent with a form to request a hearing to vacate.

19 (9) If the court denies the petitioner's request for a risk protection order, the court shall state  
20 the particular reasons for the denial.

21 4. (1) A petitioner may request that a temporary ex parte risk protection order be issued  
22 before a hearing for a risk protection order, without notice to the respondent, by including in the  
23 petition detailed allegations based on personal knowledge that the respondent poses a significant  
24 danger of causing personal injury to himself or herself or others in the near future by having in his  
25 or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition.

26 (2) In considering whether to issue a temporary ex parte risk protection order under this  
27 section, the court shall consider all relevant evidence, including any evidence described under  
28 subdivision (3) of subsection 3 of this section.

29 (3) If a court finds reasonable cause to believe that the respondent poses a significant danger  
30 of causing personal injury to himself or herself or others in the near future by having in his or her  
31 custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition, the court  
32 shall issue a temporary ex parte risk protection order.

33 (4) The court shall hold a temporary ex parte risk protection order hearing in person or by  
34 telephone on the day the petition is filed or on the business day immediately following the day the  
35 petition is filed.

36 (5) A temporary ex parte risk protection order shall include all of the following:

37 (a) A statement of the grounds asserted for the order;

38 (b) The date the order was issued;

39 (c) The address of the court in which any responsive pleading may be filed;

1           (d) The date and time of the scheduled hearing;

2           (e) A description of the requirements for the surrender of all firearms and ammunition that  
3 the respondent owns, as set forth under subsection 7 of this section; and

4           (f) The following statement: "To the subject of this protection order: This order is valid until  
5 the date noted above. You are required to surrender all firearms and ammunition that you own in  
6 your custody, control, or possession. You shall not have in your custody or control, or purchase,  
7 possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in  
8 effect. You shall surrender immediately to the \_\_\_\_\_ (insert name of local law enforcement  
9 agency) all firearms and ammunition in your custody, control, or possession and any license to carry  
10 a concealed weapon or firearm issued to you under 571.101 to 571.126, RSMo, or 571.205 to  
11 571.230, RSMo. A hearing will be held on the date and at the time noted above to determine if a  
12 risk protection order should be issued. Failure to appear at that hearing may result in a court issuing  
13 an order against you which is valid for one year. You may seek the advice of an attorney as to any  
14 matter connected with this order."

15           (6) A temporary ex parte risk protection order ends upon the hearing on the risk protection  
16 order.

17           (7) A temporary ex parte risk protection order shall be served by a law enforcement officer  
18 in the same manner as provided for in subsection 5 of this section for service of the notice of hearing  
19 and petition and shall be served concurrently with the notice of hearing and petition.

20           (8) If the court denies the petitioner's request for a temporary ex parte risk protection order,  
21 the court shall state the particular reasons for the denial.

22           5. (1) The clerk of the court shall furnish a copy of the notice of hearing, petition, and  
23 temporary ex parte risk protection order or risk protection order, as applicable, to the sheriff of the  
24 county in which the respondent resides or can be found, who shall serve it upon the respondent as  
25 soon thereafter as practicable on any day of the week and at any time of the day or night. When  
26 requested by the sheriff, the clerk of the court may transmit a facsimile copy of a temporary ex parte  
27 risk protection order or a risk protection order that has been certified by the clerk of the court, and  
28 this facsimile copy may be served in the same manner as a certified copy. Upon receiving a  
29 facsimile copy, the sheriff shall verify receipt with the sender before attempting to serve it upon the  
30 respondent. The clerk of the court shall be responsible for furnishing to the sheriff information on  
31 the respondent's physical description and location. Notwithstanding any other law to the contrary,  
32 the chief judge of each circuit, in consultation with the appropriate sheriff, may authorize a law  
33 enforcement agency within the jurisdiction to effect service. A law enforcement agency effecting  
34 service pursuant to this section shall use service and verification procedures consistent with those of  
35 the sheriff. Service under this section takes precedence over the service of other documents unless  
36 the other documents are of a similar emergency nature.

37           (2) All orders issued, changed, continued, extended, or vacated after the original service of  
38 documents specified in subdivision (1) of this subsection shall be certified by the clerk of the court  
39 and delivered to the parties at the time of the entry of the order. The parties may acknowledge

1 receipt of such order in writing on the face of the original order. If a party fails or refuses to  
2 acknowledge the receipt of a certified copy of an order, the clerk shall note on the original order that  
3 service was effected. If delivery at the hearing is not possible, the clerk shall mail certified copies of  
4 the order to the parties at the last known address of each party. Service by mail is complete upon  
5 mailing. If an order is served pursuant to this subsection, the clerk shall prepare a written  
6 certification to be placed in the court file specifying the time, date, and method of service and shall  
7 notify the sheriff.

8 6. (1) The respondent may submit one written request for a hearing to vacate a risk  
9 protection order issued under this section, starting after the date of the issuance of the order, and  
10 may request another hearing after every extension of the order, if any. Regarding the request:

11 (a) Upon receipt of a request for a hearing to vacate a risk protection order, the court shall  
12 set a date for a hearing. Notice of the request shall be served on the petitioner in accordance with  
13 subsection 5 of this section. The hearing shall occur no sooner than fourteen days and no later than  
14 thirty days after the date of service of the request upon the petitioner;

15 (b) The respondent shall have the burden of proving by clear and convincing evidence that  
16 the respondent does not pose a significant danger of causing personal injury to himself or herself or  
17 others by having in his or her custody or control, purchasing, possessing, or receiving a firearm or  
18 ammunition. The court may consider any relevant evidence, including evidence of the  
19 considerations listed in subdivision (3) of subsection 3 of this section;

20 (c) If the court finds after the hearing that the respondent has met his or her burden of proof,  
21 the court shall vacate the order; and

22 (d) The law enforcement agency holding any firearm or ammunition or license to carry a  
23 concealed weapon or firearm that has been surrendered pursuant to this section shall be notified of  
24 the court order to vacate the risk protection order.

25 (2) The court shall notify the petitioner of any impending end of a risk protection order.  
26 Notice shall be received by the petitioner at least thirty days before the date the order ends.

27 (3) The petitioner may, by motion, request an extension of a risk protection order at any  
28 time within the thirty days before the order ends. If the petitioner does so:

29 (a) Upon receipt of the motion to extend, the court shall order that a hearing be held no later  
30 than fourteen days after the date the order is issued and shall schedule such hearing, and:

31 a. The court may schedule a hearing by telephone in the manner provided under paragraph  
32 (c) of subdivision 1 of subsection 3 of this section; and

33 b. The respondent shall be personally serviced in the same manner provided by subsection 5  
34 of this section;

35 (b) In determining whether to extend a risk protection order issued under this section, the  
36 court may consider all relevant evidence, including evidence of the considerations listed in  
37 subdivision (3) of subsection 3 of this section;

38 (c) If the court finds by clear and convincing evidence that the requirements for issuance of  
39 a risk protection order as provided in subsection 3 of this section continue to be met, the court shall

1 extend the order. However, if, after notice, the motion for extension is uncontested and no  
2 modification of the order is sought, the order may be extended on the basis of a motion or affidavit  
3 stating that there has been no material change in relevant circumstances since entry of the order and  
4 stating the reason for the requested extension; and

5 (d) The court may extend a risk protection order for a period that it deems appropriate, up to  
6 but not exceeding twelve months, subject to an order to vacate as provided in subdivision (1) of this  
7 subsection or to another extension order by the court.

8 7. (1) Upon issuance of a risk protection order under this section, including a temporary ex  
9 parte risk protection order, the court shall order the respondent to surrender to the local law  
10 enforcement agency all firearms and ammunition owned by the respondent in the respondent's  
11 custody, control, or possession except as provided in subsection 9 of this section, and any license to  
12 carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205  
13 to 571.230, held by the respondent.

14 (2) The law enforcement officer serving a risk protection order under this section, including  
15 a temporary ex parte risk protection order, shall request that the respondent immediately surrender  
16 all firearms and ammunition owned by the respondent in his or her custody, control, or possession  
17 and any license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or  
18 sections 571.205 to 571.230 held by the respondent. The law enforcement officer shall take  
19 possession of all firearms and ammunition and any license to carry a concealed weapon or firearm  
20 that the respondent surrenders. Alternatively, if personal service by a law enforcement officer is not  
21 possible or is not required because the respondent was present at the risk protection order hearing,  
22 the respondent shall surrender any firearms and ammunition owned by the respondent, and any  
23 license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections  
24 571.205 to 571.230 held by the respondent, in a safe manner to the control of the local law  
25 enforcement agency immediately after being served with the order by service or immediately after  
26 the hearing at which the respondent was present. Notwithstanding sections 542.271, a law  
27 enforcement officer may seek a search warrant from a court of competent jurisdiction to conduct a  
28 search for firearms or ammunition owned by the respondent if the officer has probable cause to  
29 believe that there are firearms or ammunition owned by the respondent in the respondent's custody,  
30 control, or possession which have not been surrendered.

31 (3) At the time of surrender, a law enforcement officer taking possession of any firearm or  
32 ammunition owned by the respondent, or a license to carry a concealed weapon or firearm issued  
33 under sections 571.101 to 571.126 or sections 571.205 to 571.230 held by the respondent, shall issue  
34 a receipt identifying all firearms and the quantity and type of ammunition that have been  
35 surrendered and any license surrendered and shall provide a copy of the receipt to the respondent.  
36 Within seventy-two hours after service of the order, the law enforcement officer serving the order  
37 shall file the original receipt with the court and shall ensure that his or her law enforcement agency  
38 retains a copy of the receipt.

1           (4) Notwithstanding section 542.271, upon the sworn statement or testimony of any person  
2 alleging that the respondent has failed to comply with the surrender of firearms or ammunition  
3 owned by the respondent, as required by an order issued under this section, the court shall determine  
4 whether probable cause exists to believe that the respondent has failed to surrender all firearms or  
5 ammunition owned by the respondent in the respondent's custody, control, or possession. If the  
6 court finds that probable cause exists, the court shall issue a warrant describing the firearms or  
7 ammunition owned by the respondent and authorizing a search of the locations where the firearms  
8 or ammunition owned by the respondent are reasonably believed to be found and the seizure of any  
9 firearms or ammunition owned by the respondent discovered pursuant to such search.

10           (5) If a person other than the respondent claims title to any firearms or ammunition  
11 surrendered pursuant to this section and he or she is determined by the law enforcement agency to  
12 be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to  
13 him or her, if:

14           (a) The lawful owner agrees to store the firearm or ammunition in a manner such that the  
15 respondent does not have access to or control of the firearm or ammunition; and

16           (b) The firearm or ammunition is not otherwise unlawfully possessed by the owner.

17           (6) Upon the issuance of a risk protection order, the court shall order a new hearing date and  
18 require the respondent to appear no later than three business days after the issuance of the order.  
19 The court shall require proof that the respondent has surrendered any firearms or ammunition owned  
20 by the respondent in the respondent's custody, control, or possession. The court may cancel the  
21 hearing upon a satisfactory showing that the respondent is in compliance with the order.

22           (7) All law enforcement agencies shall develop policies and procedures regarding the  
23 acceptance, storage, and return of firearms, ammunition, or licenses required to be surrendered  
24 under this section.

25           8. (1) If a risk protection order is vacated or ends without extension, a law enforcement  
26 agency holding a firearm or any ammunition owned by the respondent or a license to carry a  
27 concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205 to  
28 571.230, held by the respondent, that has been surrendered or seized pursuant to this section shall  
29 return such surrendered firearm, ammunition, or license to carry a concealed weapon or firearm  
30 issued under sections 571.101 to 571.126 or sections 571.205 to 571.230, as requested by a  
31 respondent only after confirming through a background check that the respondent is currently  
32 eligible to own or possess firearms and ammunition under federal and state law and after confirming  
33 with the court that the risk protection order has been vacated or has ended without extension.

34           (2) If a risk protection order is vacated or ends without extension and the sheriff that issued  
35 the concealed carry permit has suspended a license to carry a concealed weapon or firearm pursuant  
36 to this section, the sheriff shall reinstate such license only after confirming that the respondent is  
37 currently eligible to have a license to carry a concealed weapon or firearm pursuant sections  
38 571.101 to 571.126 or sections 571.205 to 571.230.



1           (3) A law enforcement agency shall provide notice to any family or household members of  
2 the respondent before the return of any surrendered firearm and ammunition owned by the  
3 respondent.

4           (4) Any firearm and ammunition surrendered by a respondent pursuant to subsection 7 of  
5 this section that remains unclaimed for one year by the lawful owner after an order to vacate the risk  
6 protection order shall be disposed of in accordance with the law enforcement agency's policies and  
7 procedures for the disposal of firearms in police custody.

8           9. A respondent may elect to transfer all firearms and ammunition owned by the respondent  
9 that have been surrendered to or seized by a local law enforcement agency pursuant to subsection 7  
10 of this section to another person who is willing to receive the respondent's firearms and ammunition.  
11 The law enforcement agency shall allow such a transfer only if it is determined that the chosen  
12 recipient:

13           (1) Currently is eligible to own or possess a firearm and ammunition under federal and state  
14 law after confirmation through a background check;

15           (2) Attests to storing the firearms and ammunition in a manner such that the respondent does  
16 not have access to or control of the firearms and ammunition until the risk protection order against  
17 the respondent is vacated or ends without extension; and

18           (3) Attests not to transfer the firearms or ammunition back to the respondent until the risk  
19 protection order against the respondent is vacated or ends without extension.

20           10. (1) Within twenty-four hours after issuance, the clerk of the court shall enter any risk  
21 protection order or temporary ex parte risk protection order issued under this section into the  
22 uniform case reporting system.

23           (2) Within twenty-four hours after issuance, the clerk of the court shall forward a copy of an  
24 order issued under this section to the appropriate law enforcement agency specified in the order.  
25 Upon receipt of the copy of the order, the law enforcement agency shall enter the order into the  
26 Missouri Uniform Law Enforcement System (MULES) and the National Crime Information Center  
27 (NCIC). The order shall remain in each system for the period stated in the order, and the law  
28 enforcement agency may only remove an order from the systems that has ended or been vacated.  
29 Entry of the order into the MULES and NCIC constitutes notice to all law enforcement agencies of  
30 the existence of the order. The order is fully enforceable in any county in this state.

31           (3) The issuing court shall, within three business days after issuance of a risk protection  
32 order or temporary ex parte risk protection order, forward all available identifying information  
33 concerning the respondent, along with the date of order issuance, to the sheriff of the county in  
34 which the respondent resides. Upon receipt of the information, the sheriff shall determine if the  
35 respondent has a license to carry a concealed weapon or firearm. If the respondent does have a  
36 license to carry a concealed weapon or firearm, the sheriff shall immediately suspend the license.

37           (4) If a risk protection order is vacated before its end date, the clerk of the court shall, on the  
38 day of the order to vacate, forward a copy of the order to the sheriff of the county in which the  
39 respondent resides and any other law enforcement agency specified in the order to vacate. Upon

1 receipt of the order, the law enforcement agency shall promptly remove the order from any  
2 computer-based system in which it was entered pursuant to subdivision (2) of this subsection.

3 11. (1) A person who makes a false statement, which he or she does not believe to be true,  
4 under oath in a hearing under this section in regard to any material matter is guilty of a class E  
5 felony.

6 (2) A person who has in his or her custody or control a firearm or any ammunition or who  
7 purchases, possesses, or receives a firearm or any ammunition with knowledge that he or she is  
8 prohibited from doing so by an order issued under this section is guilty of a class E felony.

9 12. This section does not affect the ability of a law enforcement officer to remove a firearm  
10 or ammunition or license to carry a concealed weapon or concealed firearm from any person or to  
11 conduct any search and seizure for firearms or ammunition pursuant to other lawful authority.

12 13. Except as provided in subsection 8 or 11 of this section, this section does not impose  
13 criminal or civil liability on any person or entity for acts or omissions related to obtaining a risk  
14 protection order or temporary ex parte risk protection order including, but not limited to, providing  
15 notice to the petitioner, a family or household member of the respondent, and any known third party  
16 who may be at risk of violence or failure to provide such notice, or reporting, declining to report,  
17 investigating, declining to investigate, filing, or declining to file, a petition under this section.

18 14. (1) The office of the state courts administrator shall develop and prepare instructions  
19 and informational brochures, standard petitions and risk protection order forms, and a court staff  
20 handbook on the risk protection order process. The standard petition and order forms shall be used  
21 after January 1, 2024, for all petitions filed and orders issued pursuant to this section. The office  
22 shall determine the significant non-English-speaking or limited English-speaking populations in the  
23 state and prepare the instructions and informational brochures and standard petitions and risk  
24 protection order forms in such languages. The instructions, brochures, forms, and handbook shall be  
25 prepared in consultation with interested persons, including representatives of gun violence  
26 prevention groups, judges, and law enforcement personnel. Materials shall be based on best  
27 practices and shall be available online to the public, and:

28 (a) The instructions shall be designed to assist petitioners in completing the petition and  
29 shall include a sample of a standard petition and order for protection forms;

30 (b) The instructions and standard petition shall include a means for the petitioner to identify,  
31 with only layman's knowledge, the firearms or ammunition the respondent may own, possess,  
32 receive, or have in his or her custody or control. The instructions shall provide pictures of types of  
33 firearms and ammunition that the petitioner may choose from to identify the relevant firearms or  
34 ammunition, or shall provide an equivalent means to allow petitioners to identify firearms or  
35 ammunition without requiring specific or technical knowledge regarding the firearms or  
36 ammunition;

37 (c) The informational brochure shall describe the use of and the process for obtaining,  
38 extending, and vacating a risk protection order under this section and shall provide relevant forms;

1           (d) The risk protection order form shall include, in a conspicuous location, notice of  
2 criminal penalties resulting from violation of the order and the following statement: "You have the  
3 sole responsibility to avoid or refrain from violating this order's provisions. Only the court can  
4 change the order and only upon written request."; and

5           (e) The court staff handbook shall allow for the addition of a community resource list by the  
6 clerk of the court.

7           (2) Any clerk of a court may create a community resource list of crisis intervention, mental  
8 health, substance abuse, interpreter, counseling, and other relevant resources serving the county in  
9 which the court is located. The court may make the community resource list available as part of or  
10 in addition to the informational brochures described in subdivision (1) of this subsection.

11           (3) The office of the state courts administrator shall distribute a master copy of the petition  
12 and order forms, instructions, and informational brochures to the clerks of court. Distribution of all  
13 documents shall, at a minimum, be in an electronic format or formats accessible to all courts and  
14 clerks of court in the state.

15           (4) Within ninety days after receipt of the master copy from the office of the state courts  
16 administrator, the clerk of the court shall make available the standardized forms, instructions, and  
17 informational brochures required by this subsection.

18           (5) The office of the state courts administrator shall update the instructions, brochures, standard  
19 petition and risk protection order forms, and court staff handbook as necessary, including when  
20 changes in the law make an update necessary."; and

21  
22 Further amend said bill by amending the title, enacting clause, and intersectional references  
23 accordingly.