

HOUSE BILL NO. 162

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BROWN (27).

0534H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 571.020, RSMo, and to enact in lieu thereof one new section relating to firearms, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 571.020, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 571.020, to read as follows:

571.020. 1. A person commits an offense if such person knowingly possesses, manufactures, transports, repairs, or sells:

(1) An explosive weapon;

(2) An explosive, incendiary or poison substance or material with the purpose to possess, manufacture or sell an explosive weapon;

(3) A gas gun;

(4) A bullet or projectile which explodes or detonates upon impact because of an independent explosive charge after having been shot from a firearm; ~~or~~

(5) **Any device for a weapon that increases the rate of fire achievable with the weapon by using energy from the recoil of the weapon to generate a reciprocating action that facilitates repeated activation of the trigger;**

(6) **Any device to be attached to a weapon that repeatedly activates the trigger of the weapon through the use of a lever or other part that is turned in a circular motion, not including any weapon initially designed and manufactured to fire through the use of a crank or lever;**

(7) Knuckles; or

~~(8)~~ (8) Any of the following in violation of federal law:

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 18 (a) A machine gun;
19 (b) A short-barreled rifle or shotgun;
20 (c) A firearm silencer; or
21 (d) A switchblade knife.

22 2. A person does not commit an offense pursuant to this section if his or her conduct
23 involved any of the items in subdivisions (1) to [~~(5)~~] (7) of subsection 1, the item was possessed
24 in conformity with any applicable federal law, and the conduct:

25 (1) Was incident to the performance of official duty by the Armed Forces, National
26 Guard, a governmental law enforcement agency, or a penal institution; or

27 (2) Was incident to engaging in a lawful commercial or business transaction with an
28 organization enumerated in subdivision (1) of this [~~section~~] **subsection**; or

29 (3) Was incident to using an explosive weapon in a manner reasonably related to a lawful
30 industrial or commercial enterprise; or

31 (4) Was incident to displaying the weapon in a public museum or exhibition; or

32 (5) Was incident to using the weapon in a manner reasonably related to a lawful dramatic
33 performance.

34 3. An offense pursuant to subdivision (1), (2), (3) [~~or~~] , (5), (6), or (8) of subsection 1
35 of this section is a class D felony; a crime pursuant to subdivision (4) or [~~(5)~~] (7) of subsection
36 1 of this section is a class A misdemeanor.

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