

SECOND REGULAR SESSION

HOUSE BILL NO. 1032

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES DAY (Sponsor), FISHER, MUNZLINGER, WALLACE, TILLEY, JETTON, WELLS, WHORTON, SELF, COOPER (120) AND WILSON (119) (Co-sponsors).

Pre-filed December 1, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

3230L.01I

AN ACT

To repeal section 571.095, RSMo, and to enact in lieu thereof one new section relating to confiscation, disposal or sale of firearms and ammunition, with a penalty provision.

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

Section A. Section 571.095, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 571.095, to read as follows:

571.095. Upon conviction for or attempting to commit a felony in violation of any law perpetrated in whole or in part by the use of a firearm, the court may, in addition to the penalty provided by law for such offense, order the confiscation and disposal **or sale as provided in Chapter 542, RSMo**, of firearms and ammunition used in the commission of the crime or found in the possession or under the immediate control of the defendant at the time of his **or her** arrest. If such firearms or ammunition are not the property of the convicted felon, they shall be returned to their rightful owner if he **or she** is known and was not a participant in the crime.

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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.