

HOUSE AMENDMENT NO. ____
TO
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Offered By

AMEND House Amendment No. ____ to House Committee Substitute for Senate Substitute for Senate Bill No. 600, Page 5, Line 37, by inserting after all of said line the following:

"Further amend said bill, Page 74, Section 571.031, Line 25, by inserting after all of said section and line the following:

"571.045. 1. A person commits the crime of defacing a firearm if he or she knowingly alters, defaces, destroys, mars, or removes the manufacturer's serial number, or other identification mark required by law, of any firearm.

2. Defacing a firearm is a class ~~[A misdemeanor]~~ B felony.

571.050. 1. A person commits the crime of possession of a defaced firearm if he or she knowingly possesses a firearm ~~[which is]~~ with a manufacturer's serial number, or other identification mark required by law, altered, defaced, destroyed, marred, or removed.

2. It is an affirmative defense to possession of a defaced firearm if:

(1) The person reported the possession to the police or other governmental agency prior to arrest or the issuance of an arrest warrant or summons; or

(2) The firearm was manufactured before any law requiring a serial number or other identification mark existed.

3. Possession of a defaced firearm is a class B ~~[misdemeanor]~~ felony. However, possession of a defaced firearm is a class D misdemeanor if the manufacturer's serial number, or other identification mark required by law, is merely covered or obstructed but still retrievable.

571.063. 1. As used in this section the following terms shall mean:

(1) "Ammunition", any cartridge, shell, or projectile designed for use in a firearm;

(2) "Licensed dealer", a person who is licensed under 18 U.S.C. Section 923 to engage in the business of dealing in firearms;

(3) "Materially false information", any information that portrays an illegal transaction as legal or a legal transaction as illegal;

(4) "Private seller", a person who sells or offers for sale any firearm, as defined in section 571.010, or ammunition.

2. A person commits the crime of fraudulent purchase of a firearm if such person:

(1) Knowingly solicits, persuades, encourages or entices a licensed dealer or private seller of firearms or ammunition to transfer a firearm or ammunition under circumstances which the person knows would violate the laws of this state or the United States; or

(2) Provides to a licensed dealer or private seller of firearms or ammunition what the person

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1 knows to be materially false information with intent to deceive the dealer or seller about the legality
2 of a transfer of a firearm or ammunition; ~~or~~

3 (3) Willfully procures another to violate the provisions of subdivision (1) or (2) of this
4 subsection; or

5 (4) Attempts to violate or to induce another to violate the provisions of subdivision (1) of
6 this subsection.

7 3. Fraudulent purchase of a firearm is a class E felony.

8 4. This section shall not apply to criminal investigations conducted by the United States
9 Bureau of Alcohol, Tobacco, Firearms and Explosives, authorized agents of such investigations, or
10 to a peace officer, as defined in section 542.261, acting at the explicit direction of the United States
11 Bureau of Alcohol, Tobacco, Firearms and Explosives."; and"; and

12
13 Further amend said bill by amending the title, enacting clause, and intersectional references
14 accordingly.

15
16 THIS AMENDS 3178H10.15H