

FIRST EXTRAORDINARY SESSION OF THE
SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 16
100TH GENERAL ASSEMBLY

5806H.02C

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 571.060, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful transfer of weapons, with penalty provisions and an emergency clause.

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

Section A. Section 571.060, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 571.060, to read as follows:

571.060. 1. A person commits the offense of unlawful transfer of weapons if he **or she**:

(1) Knowingly sells, leases, [~~loans~~] **lends**, gives away, or delivers a firearm or ammunition for a firearm to any person who, under the provisions of section 571.070, is not lawfully entitled to possess such;

(2) **Knowingly sells, leases, lends, gives away, or delivers a firearm to a person under eighteen years of age for the purpose of avoiding, interfering with, or preventing a lawful felony arrest, detention, or investigation of any alleged offense;**

(3) Knowingly sells, leases, [~~loans~~] **lends**, gives away, or delivers a blackjack to a person [~~less than~~] **under** eighteen years [~~old~~] **of age** without the consent of the [~~child's~~] **recipient's** custodial parent or guardian, [~~or~~] **provided that this does not prohibit the delivery of a blackjack to any peace officer or member of the Armed Forces or National Guard while performing his or her official duty; or**

(4) [~~Recklessly, as defined in section 562.016, sells, leases, loans, gives away or delivers any firearm to a person less than eighteen years old without the consent of the child's custodial parent or guardian; provided, that this does not prohibit the delivery of such weapons to any~~

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.

16 ~~peace officer or member of the Armed Forces or National Guard while performing his official~~
17 ~~duty; or~~

18 ~~———(3)]~~ Recklessly, as defined in section 562.016, sells, leases, [~~leas~~] **lends**, gives away,
19 or delivers a firearm or ammunition for a firearm to a person who is intoxicated.

20 2. Unlawful transfer of weapons under subdivision (1) **or (2)** of subsection 1 of this
21 section is a class E felony; unlawful transfer of weapons under [~~subdivisions (2) and~~]
22 **subdivision (3) or (4)** of subsection 1 of this section is a class A misdemeanor.

Section B. Because immediate action is necessary to further equip and enhance our
2 criminal justice system to fight violent crime in Missouri and protect our citizens and residents
3 from the recent unprecedented wave of violent crime across our nation and state, the repeal and
4 reenactment of section 571.060 of section A of this act is deemed necessary for the immediate
5 preservation of the public health, welfare, peace, and safety and is hereby declared to be an
6 emergency act within the meaning of the constitution, and the repeal and reenactment of section
7 571.060 of section A of this act shall be in full force and effect upon its passage and approval.

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