

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute No. 2 for Senate Substitute for Senate Bill No. 327, Page 54,
2 Section 568.045, Line 34, by inserting after said section and line the following:

3
4 "571.031. 1. This section shall be known and may be cited as "Blair's Law".

5 2. A person commits the offense of unlawful discharge of a firearm if, with criminal
6 negligence, he or she discharges a firearm within or into the limits of any municipality.

7 3. This section shall not apply if the firearm is discharged:

8 (1) As allowed by a defense of justification under chapter 563;

9 (2) On a properly supervised shooting range;

10 (3) To lawfully take wildlife during an open season established by the department of
11 conservation. Nothing in this subdivision shall prevent a municipality from adopting an ordinance
12 restricting the discharge of a firearm within one-quarter mile of an occupied structure;

13 (4) For the control of nuisance wildlife as permitted by the department of conservation or
14 the United States Fish and Wildlife Service;

15 (5) By special permit of the chief of police of the municipality;

16 (6) As required by an animal control officer in the performance of his or her duties;

17 (7) Using blanks;

18 (8) More than one mile from any occupied structure;

19 (9) In self-defense or defense of another person against an animal attack if a reasonable
20 person would believe that deadly physical force against the animal is immediately necessary and
21 reasonable under the circumstances to protect oneself or the other person; or

22 (10) By law enforcement personnel, as defined under section 590.1040, or a member of the
23 United States Armed Forces if acting in an official capacity.

24 4. Except as provided in subsection 5 of this section, a person who commits the offense of
25 unlawful discharge of a firearm shall be guilty of:

26 (1) For a first offense, a class A misdemeanor;

27 (2) For a second offense, a class E felony; and

28 (3) For a third or subsequent offense, a class D felony.

29 5. If a person commits the offense of unlawful discharge of a firearm and the offense results
30 in serious physical injury or death to a child, the penalty shall be a class A felony."; and

31
32 Further amend said bill by amending the title, enacting clause, and intersectional references
33 accordingly.

Action Taken _____ Date _____