

HB 1277 -- TEMPORARY SEIZURE OF FIREARM

SPONSOR: Schulte

Currently, political subdivisions may enact an ordinance regulating the open carrying of a firearm, provided that such ordinance conforms exactly with state law, with appropriate penalty provisions as designated under state law.

This bill provides that such ordinance may establish that the open carrying of a firearm by a minor in violation of the ordinance shall subject the firearm to temporary seizure by a law enforcement officer. The officer shall issue the minor a receipt for each seized firearm. The parent or legal guardian of the minor may claim the seized firearm upon production of the receipt within 30 days.

This bill also removes the requirement that a law enforcement officer may disarm or physically restrain a person carrying a firearm only upon a reasonable and articulable suspicion of criminal activity.