

HOUSE AMENDMENT NO. ____
TO
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Offered By

AMEND House Amendment No. ____ to House Committee Substitute for House Bill No. 1175,
Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""571.055. 1. As used in this section, the following terms mean:

(1) "Child", any person under eighteen years of age;

(2) "Locking device", a device that prohibits the operation or discharge of a firearm and that
can be disabled only with the use of a key, combination, or biometric data;

(3) "Personalized firearm", a firearm that has, as part of its original manufacture,
incorporated design technology that allows the firearm to be fired only by the authorized user and
prevents any of the safety characteristics of the firearm from being readily deactivated by anyone
other than the authorized user. The technology limiting the firearm's operation may include, but is
not limited to, fingerprint verification, magnetic encoding, radio frequency tagging, or automatic
user identification systems that utilize biometric, mechanical, or electronic systems;

(4) "Unauthorized person", any person who is ineligible to possess a firearm under state or
federal law.

2. The following actions shall be deemed responsible and secure storage of a firearm:

(1) With the exception of a concealed or openly carried firearm in a secure holster, firearms
shall be kept unloaded until ready to use;

(2) With the exception of a concealed or openly carried firearm in a secure holster, firearms
shall be securely stored in a manner that ensures:

(a) The firearms are not accessible to unauthorized persons, including children. Examples
of secure storage include, but are not limited to, trigger locks, cable locks, locking gun cases,
strongboxes, security cases, locking gun cabinets, and gun safes; and

(b) Unauthorized persons and children do not have access to the key, combination, or other
unlocking mechanism necessary to open the storage container or remove the locking device; and

(3) With the exception of a concealed or openly carried firearm in a secure holster, a
personalized firearm's safety characteristics shall be activated.

Action Taken _____ Date _____

1 3. A person commits the offense of unlawful storage of a firearm if the person fails to
 2 responsibly and securely store a firearm, as described under subsection 2 of this section, upon any
 3 premises that the person owns or controls, and:

4 (1) The person knows or reasonably should know a child can gain access to the firearm
 5 without the permission of the child's parent or guardian and without direct adult supervision; or

6 (2) The person knows or reasonably should know a cotenant is ineligible to possess a
 7 firearm under state or federal law.

8 4. This section shall not apply to the storing of an antique firearm, as defined under 18
 9 U.S.C. Section 921, or a curio or relic, as defined under 27 CFR 478.11.

10 5. The offense of unlawful storage of a firearm is punishable by a five-hundred-dollar fine
 11 for a first violation and punishable as a class B misdemeanor for a second or subsequent violation.

12 6. It is a defense to the offense of unlawful storage of a firearm if a child or cotenant gained
 13 possession of and used the firearm in a lawful act of self-defense, defense of others, or defense of
 14 livestock.

15 571.056. 1. Any firearms dealer licensed under 18 U.S.C. Section 923 shall post, in a
 16 conspicuous location on its premises and at any other location at which the dealer sells a firearm, the
 17 following notice, in writing, on a printed card, with each letter at a minimum of one inch in height:

Notice

Unlawful storage of a firearm may result in imprisonment or fine.

18 2. A violation of this section by a licensed firearms dealer is punishable by a warning for a
 19 first violation and punishable by a fine of not more than five hundred dollars for a second or
 20 subsequent violation.

21 571.060. 1. A person commits the offense of unlawful transfer of weapons if he or she:";
 22 and

23
 24 Further amend said amendment, Page 2, Line 3, by deleting said line and inserting in lieu thereof the
 25 following:

26
 27 "of subsection 1 of this section or under subsection 2 of this section is a class A misdemeanor.

28 630.1040. 1. (1) The department of public safety shall include on a public page of the
 29 department's website addressing suicide prevention the following information:

30 (a) The offense of unlawful storage of a firearm under section 571.055; and

31 (b) The penalties for an offense related to providing a firearm to a child or allowing a child
 32 to possess a firearm in violation of section 571.060.

33
 34 The information shall be in both English and Spanish.

1 (2) The department shall include references to the offenses described under subdivision (1)
2 of this subsection and direction to the department website for more information about those offenses
3 in any materials provided to:

4 (a) Licensed firearms dealers, shooting ranges, and safety instructors; and

5 (b) Health care providers, including facilities licensed under chapters 197 and 198.

6 2. The department of public safety shall develop a notice intended to be displayed on the
7 premises of a licensed firearms dealer, and designed to be printed with each letter at a minimum of
8 one inch in height, that informs firearms purchasers that unlawful storage of a firearm may result in
9 imprisonment or fine. The department shall make electronic copies of the notice publicly available
10 for download from its website without charge."; and"; and

11
12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.

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15 THIS AMENDMENT AMENDS AMENDMENT 2687H02.05H.