

HB 3048 -- UNLAWFUL POSSESSION OF FIREARMS

SPONSOR: Taylor (84)

Currently, a court can issue an adult abuse order of protection in domestic violence, stalking, or sexual assault cases to ensure the petitioner's safety. This bill states that if the court issues such an order, the court may also:

- (1) Prohibit the respondent from knowingly possessing or purchasing any firearm while the order is in effect;
- (2) Inform the respondent of such a prohibition in writing and, if present, orally; and
- (3) Forward the order to the Missouri State Highway Patrol so that his or her record may be updated in the National Instant Criminal Background System (NICS); the Highway Patrol must also notify the Federal Bureau of Investigation (FBI) within 24 hours. (Section 455.050)

Currently, a court can issue a child abuse order of protection in domestic violence, stalking, sexual assault, or danger to the child's pet cases to ensure the petitioner's safety. This bill states that if the court issues such an order, the court may also:

- (1) Prohibit the respondent from knowingly possessing or purchasing any firearm while the order is in effect;
- (2) Inform the respondent of such a prohibition in writing and, if present, orally; and
- (3) Forward the order to the Highway Patrol so that his or her record may be updated in the NICS; the Highway Patrol must also notify the FBI within 24 hours. (Section 455.523)

Currently, a person commits the offense of domestic assault in the fourth degree under certain circumstances. This bill states that upon a person's conviction of such an offense, the court must forward the record of conviction to the Highway Patrol so that the respondent's record may be updated in the NICS; the Highway Patrol must also notify the FBI within 24 hours. (Section 565.076)

Currently, a person commits the offense of stalking in the second degree under certain circumstances. This bill states that upon a

person's conviction of such an offense, the court must forward the record of conviction to the Highway Patrol so that the respondent's record may be updated in the NICS; the Highway Patrol must also notify the FBI within 24 hours. (Section 565.227)

Currently, a person commits the offense of unlawful possession of a firearm if such person knowingly has a firearm in his or her possession and additional listed circumstances. This bill adds the following new circumstances:

(1) Such person has been convicted of a misdemeanor offense of domestic violence, or of a crime in any other state that if committed in Missouri would be a misdemeanor offense of domestic violence; or

(2) Such person is subject to an adult or child abuse order of protection, as described in the bill.

The bill also adds new definitions for "family" or "household member", and "misdemeanor offense of domestic violence", as described in the bill. (Section 571.070)

This bill contains an emergency clause.

This bill is similar to HB 904 (2025).