

FIRST EXTRAORDINARY SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 16
100TH GENERAL ASSEMBLY

Reported from the Committee on the Judiciary and Civil and Criminal Jurisprudence, September 1, 2020, with recommendation that the Senate Committee Substitute do pass.

5806S.05C

ADRIANE D. CROUSE, Secretary.

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.

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Section A. Section 571.060, RSMo, is repealed and one new section
2 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
2 if he **or she**:

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

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

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

16 (4) Recklessly, as defined in section 562.016, sells, leases, loans, gives
17 away or delivers any firearm to a person less than eighteen years [old] **of age**

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

18 without the consent of the child's custodial parent or guardian; provided, that this
19 does not prohibit the delivery of such weapons to any peace officer or member of
20 the Armed Forces or National Guard while performing his **or her** official duty;
21 or

22 ~~[(3)]~~ **(5)** Recklessly, as defined in section 562.016, sells, leases, ~~[loans]~~
23 **lends**, gives away, or delivers a firearm or ammunition for a firearm to a person
24 who is intoxicated.

25 2. Unlawful transfer of weapons under subdivision (1) **or (2)** of subsection
26 1 of this section is a class E felony; unlawful transfer of weapons under
27 ~~[subdivisions (2) and]~~ **subdivision (3), (4), or (5)** of subsection 1 of this section
28 is a class A misdemeanor.

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