

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Neville

1 Amend printed bill, page 5, after line 2 insert:

2 "(3) (a) AN OWNER OF A FIREARM SHALL NOT BE PROSECUTED FOR
3 A VIOLATION OF THIS SECTION UNLESS:

4 (I) A PERSON SUFFERS INJURY OR DEATH CAUSED BY THE
5 DISCHARGE OF A FIREARM THAT IS NOT STORED AS DESCRIBED IN
6 SUBSECTION (1) OF THIS SECTION;

7 (II) A PEACE OFFICER IS AN EYEWITNESS TO AN ALLEGED
8 VIOLATION OF THIS SECTION; OR

9 (III) A PEACE OFFICER OR THE LAW ENFORCEMENT AGENCY WITHIN
10 WHOSE JURISDICTION THE FIREARM OWNER RESIDES IS NOTIFIED OF AN
11 ALLEGED VIOLATION OF THIS SECTION BY AN EYEWITNESS WHO IS NOT A
12 PEACE OFFICER AND THE WITNESS PREPARES AND SIGNS AN AFFIDAVIT
13 CONTAINING THE RELEVANT FACTS CONCERNING THE ALLEGED OFFENSE
14 AND SUBMITS THE AFFIDAVIT WITHIN SEVEN DAYS OF WITNESSING THE
15 ALLEGED VIOLATION.

16 (b) IF SUBSECTIONS (3)(a)(II) OR (3)(a)(III) OF THIS SECTION
17 APPLY, A LAW ENFORCEMENT AGENCY WITHIN WHOSE JURISDICTION THE
18 FIREARM OWNER RESIDES SHALL GIVE WRITTEN OR ELECTRONIC NOTICE OF
19 THE ALLEGED VIOLATION TO THE FIREARM OWNER AND GIVE THE OWNER
20 AN OPPORTUNITY TO CURE THE VIOLATION BY OBTAINING THE REQUIRED
21 SAFE STORAGE WITHIN SEVEN DAYS OF THE ALLEGED VIOLATION PRIOR TO
22 THE IMPOSITION OF ANY FINE, PENALTY, OR ARREST."

23 Renumber succeeding subsection accordingly.

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