

# SENATE BILL NO. 1489

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIZZO.

5973S.02I

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 571.070, RSMo, and to enact in lieu thereof two new sections relating to certain firearms with smart technology, with penalty provisions and an effective date for a certain section.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 571.070, RSMo, is repealed and two new  
2 sections enacted in lieu thereof, to be known as sections  
3 571.066 and 571.070, to read as follows:

**571.066. Beginning on January 1, 2030, every handgun  
2 sold in this state shall have smart gun technology. As used  
3 in this section and section 571.070, the term "handgun"  
4 shall mean a firearm which has a short stock and is designed  
5 to be held and fired by the use of a single hand and any  
6 combination of parts from which such a firearm can be  
7 assembled. As used in this section, the term "smart gun  
8 technology" shall mean technology which limits persons that  
9 may operate the handgun by means of fingerprint, facial  
10 recognition, or other biometric factors where the technology  
11 in the handgun cannot be connected to the internet or any  
12 other electronic communication device besides the handgun.**

571.070. 1. A person commits the offense of unlawful  
2 possession of a firearm if such person knowingly has any  
3 firearm in his or her possession and:

4 (1) Such person has been convicted of a felony under  
5 the laws of this state, or of a crime under the laws of any

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

6 state or of the United States which, if committed within  
7 this state, would be a felony; [or]

8 (2) Such person is a fugitive from justice, is  
9 habitually in an intoxicated or drugged condition, or is  
10 currently adjudged mentally incompetent; or

11 (3) **Such person is in possession of a handgun in which**  
12 **the smart gun technology does not allow the person to**  
13 **operate the firearm.**

14 2. Unlawful possession of a firearm is a class D  
15 felony, unless a person has been convicted of a dangerous  
16 felony as defined in section 556.061, in which case it is a  
17 class C felony.

18 3. The provisions of subdivision (1) of subsection 1  
19 of this section shall not apply to the possession of an  
20 antique firearm.

Section B. The repeal and reenactment of section  
2 571.070 of this act shall become effective on January 1,  
3 2031.

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