

SECOND REGULAR SESSION

SENATE BILL NO. 1058

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHUPP.

Read 1st time February 28, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

6618S.02I

AN ACT

To repeal section 571.070, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful use of a weapon, with an existing penalty provision.

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

Section A. Section 571.070, RSMo, is repealed and one new section enacted
2 in lieu thereof, to be known as section 571.070, to read as follows:

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

3 (1) Such person has been convicted of a felony under the laws of this
4 state, or of a crime under the laws of any state or of the United States which, if
5 committed within this state, would be a felony; [or]

6 (2) Such person is a fugitive from justice, is habitually in an intoxicated
7 or drugged condition, or is currently adjudged mentally incompetent; **or**

8 **(3) Such person is subject to a full order of protection as such**
9 **term is defined in section 455.010; or**

10 **(4) Such person has been convicted of a misdemeanor domestic**
11 **violence offense within the preceding five years, or a misdemeanor**
12 **under a law of another jurisdiction which is substantially similar to**
13 **such misdemeanor offense. As used in this subdivision, the term**
14 **"domestic violence" shall have the same meaning as in section 455.010.**

15 2. Unlawful possession of a firearm is a class D felony.

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

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