

FIRST REGULAR SESSION

# HOUSE BILL NO. 1303

## 102ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE NURRENBERN.

2568H.02I

DANA RADEMAN MILLER, Chief Clerk

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### AN ACT

To repeal section 571.070, RSMo, and to enact in lieu thereof one new section relating to public safety, with penalty provisions.

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*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Section A. Section 571.070, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 571.070, to read as follows: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 firearm if such person knowingly has any firearm in his or her possession and:

(1) Such person has been convicted of a **dangerous** felony under the laws of this state [s] or of a crime under the laws of any state or of the United States [~~which~~] **that**, if committed within this state, would be a **dangerous** felony, **as defined in section 556.061**; [~~or~~]

(2) **Such person is on probation or parole for a felony other than a dangerous felony, as defined in section 556.061, under the laws of this state or for a crime under the laws of any state or the United States that, if committed within this state, would be a felony other than a dangerous felony, as defined in section 556.061;**

(3) **In a county with a charter form of government, a county of the first classification, or a city with more than thirty thousand inhabitants, such person is under eighteen years of age, is on public property, is not accompanied by an adult twenty-one years of age or older, and is not possessing the firearm as otherwise allowed by law; or**

(4) Such person is a fugitive from justice, is habitually in an intoxicated or drugged condition, or is currently adjudged mentally incompetent.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

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

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

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