

SECOND REGULAR SESSION

HOUSE BILL NO. 1801

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE COPELAND.

4109H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 571.070, RSMo, and to enact in lieu thereof one new section relating to unlawful possession of a firearm, with penalty provisions.

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Section A. Section 571.070, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 571.070, to read as follows: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, **as defined in section 556.061**, under the laws of this state~~[-]~~ 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; or**

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

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

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 3. The provisions of ~~[subdivision]~~ **subdivisions (1) and (2)** of subsection 1 of this
17 section shall not apply to the possession of an antique firearm.

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