

FIRST REGULAR SESSION

# HOUSE BILL NO. 594

## 96TH GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVE RICHARDSON.

1640L.011

D. ADAM CRUMBLISS, Chief Clerk

---

### AN ACT

To repeal section 571.020, RSMo, and to enact in lieu thereof one new section relating to the possession, manufacture, transport, repair and sale of weapons, with an existing penalty provision.

---

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

Section A. Section 571.020, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 571.020, to read as follows:

571.020. 1. A person commits a crime if such person knowingly possesses, manufactures, transports, repairs, or sells:

(1) An explosive weapon;

(2) An explosive, incendiary or poison substance or material with the purpose to possess, manufacture or sell an explosive weapon;

(3) [A machine gun;

(4)] A gas gun;

[(5) A short barreled rifle or shotgun;

(6) A firearm silencer;

(7)] (4) A switchblade knife;

[(8)] (5) A bullet or projectile which explodes or detonates upon impact because of an independent explosive charge after having been shot from a firearm; or

[(9)] (6) Knuckles; or

(7) **Any of the following in violation of federal law:**

(a) **A machine gun;**

(b) **A short barreled rifle or shotgun; or**

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.

17 (c) **A firearm silencer.**

18 2. A person does not commit a crime pursuant to this section if his conduct **involved any**  
19 **of the items in subdivisions (1) to (6) of subsection 1, the item was possessed in conformity**  
20 **with any applicable federal law, and the conduct:**

21 (1) Was incident to the performance of official duty by the armed forces, national guard,  
22 a governmental law enforcement agency, or a penal institution; or

23 (2) Was incident to engaging in a lawful commercial or business transaction with an  
24 organization enumerated in subdivision (1) of this section; or

25 (3) Was incident to using an explosive weapon in a manner reasonably related to a lawful  
26 industrial or commercial enterprise; or

27 (4) Was incident to displaying the weapon in a public museum or exhibition; or

28 (5) Was incident to [dealing with] **using** the weapon [solely as a curio, ornament, or  
29 keepsake, or to using it] in a manner reasonably related to a lawful dramatic performance[; but  
30 if the weapon is a type described in subdivision (1) or (4) of subsection 1 of this section it must  
31 be in such a nonfunctioning condition that it cannot readily be made operable. No short barreled  
32 rifle, short barreled shotgun, machine gun, or firearm silencer may be possessed, manufactured,  
33 transported, repaired or sold as a curio, ornament, or keepsake, unless such person is an importer,  
34 manufacturer, dealer, or collector licensed by the Secretary of the Treasury pursuant to the Gun  
35 Control Act of 1968, U.S.C., Title 18, or unless such firearm is an antique firearm as defined in  
36 subsection 3 of section 571.080, or unless such firearm has been designated a collectors item by  
37 the Secretary of the Treasury pursuant to the U.S.C., Title 26, Section 5845(a)].

38 3. A crime pursuant to subdivision (1), (2), (3)[, (4), (5) or (6)] **or (7)** of subsection 1 of  
39 this section is a class C felony; a crime pursuant to subdivision [(7), (8) or (9)] **(4), (5) or (6)** of  
40 subsection 1 of this section is a class A misdemeanor.