

SENATE AMENDMENT NO. \_\_\_\_\_

TO

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Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SA to SS/SCS/HCS/House Bill No. 301, Page 1, Section 571.060, Line 18,

2 by striking the word "or"; and further amend line 21 by  
3 inserting after the word "intoxicated" the following:

4       ";

5       (4) Knowingly sells, leases, loans, gives away, or  
6 delivers a firearm to any person whose name appears on the  
7 Terrorist Screening Center's No Fly List; or

8       (5) Knowingly sells, leases, loans, gives away, or  
9 delivers a firearm to any person who is a member of a group  
10 of two or more individuals, regardless if organized, that  
11 engages in or has a subgroup that engages in international  
12 or domestic terrorism"; and further amend line 24 by

13 striking the word "and" and inserting in lieu thereof the  
14 following: ","; and further amend said line by inserting  
15 after "(3)" the following: ", (4), and (5)"; and further  
16 amend line 25 by inserting after the word "misdemeanor." the  
17 following:

18       "3. For purposes of this section, "terrorism" means  
19 activities that:

20       (1) Involve a violent act or acts dangerous to human  
21 life that violate the criminal laws of the United States or  
22 a state thereof that would be a criminal violation if

23 committed within the jurisdiction of the United States or a  
24 state thereof; and

25 (2) Appear to be intended to:

26 (a) Intimidate or coerce a civilian population;

27 (b) Influence the policy of a government by  
28 intimidation or coercion; or

29 (c) Affect the conduct of a government by mass  
30 destruction, assassination, or kidnapping."; and

31 Further amend said bill, section 571.070, page 227, by  
32 striking all of said section from the bill and inserting in  
33 lieu thereof the following:

34 "571.070. 1. A person commits the offense of unlawful  
35 possession of a firearm if such person knowingly has any  
36 firearm in his or her possession and:

37 (1) Such person has been convicted of a felony under  
38 the laws of this state, or of a crime under the laws of any  
39 state or of the United States which, if committed within  
40 this state, would be a felony; **[or]**

41 (2) Such person is a fugitive from justice, is  
42 habitually in an intoxicated or drugged condition, or is  
43 currently adjudged mentally incompetent;

44 (3) Such person's name appears on the Terrorist  
45 Screening Center's No Fly List; or

46 (4) Such person is a member of a group of two or more  
47 individuals, regardless if organized, that engages in or has  
48 a subgroup that engages in international or domestic  
49 terrorism. For purposes of this subdivision, "terrorism"  
50 means activities that:

51 (a) Involve a violent act or acts dangerous to human  
52 life that are a violation of the criminal laws of the United  
53 States or a state thereof or that would be a criminal  
54 violation if committed within the jurisdiction of the United  
55 States or a state thereof; and

- 56           (b) Appear to be intended to:  
57           a. Intimidate or coerce a civilian population;  
58           b. Influence the policy of a government by  
59           intimidation or coercion; or  
60           c. Affect the conduct of a government by mass  
61           destruction, assassination, or kidnapping.

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

66           3. The provisions of subdivision (1) of subsection 1  
67           of this section shall not apply to the possession of an  
68           antique firearm."; and".