

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 3605

(SENATE AUTHORS: PAPPAS and Laine)

DATE
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OFFICIAL STATUS
Introduction and first reading
Referred to Judiciary and Public Safety Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; establishing a crime for manufacturing, transferring, or
1.3 possessing certain assault weapons; providing for disposal or registration of existing
1.4 assault weapons; defining terms; classifying data; clarifying language; providing
1.5 criminal penalties; amending Minnesota Statutes 2016, sections 13.87, subdivision
1.6 2; 624.712, subdivision 7, by adding subdivisions; 624.713; proposing coding for
1.7 new law in Minnesota Statutes, chapter 624.

1.8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.9 Section 1. Minnesota Statutes 2016, section 13.87, subdivision 2, is amended to read:

1.10 Subd. 2. **Firearms data.** All data pertaining to the purchase or transfer of firearms, the
1.11 possession of assault weapons, and applications for permits to carry firearms ~~which~~ that are
1.12 collected by government entities pursuant to sections 624.712 to 624.719 are private, ~~pursuant~~
1.13 ~~to section 13.02, subdivision 12~~ data on individuals.

1.14 **EFFECTIVE DATE.** This section is effective September 1, 2018.

1.15 Sec. 2. Minnesota Statutes 2016, section 624.712, subdivision 7, is amended to read:

1.16 Subd. 7. ~~Semiautomatic military-style~~ **Assault weapon.** "Semiautomatic military-style
1.17 Assault weapon" means any:

1.18 ~~(1) any of the following firearms:~~

1.19 ~~(i) Avtomat Kalashnikov (AK-47) semiautomatic rifle type;~~

1.20 ~~(ii) Beretta AR-70 and BM-59 semiautomatic rifle types;~~

1.21 ~~(iii) Colt AR-15 semiautomatic rifle type;~~

1.22 ~~(iv) Daewoo Max-1 and Max-2 semiautomatic rifle types;~~

- 2.1 ~~(v) Famas MAS semiautomatic rifle type;~~
- 2.2 ~~(vi) Fabrique Nationale FN-LAR and FN-FNC semiautomatic rifle types;~~
- 2.3 ~~(vii) Galil semiautomatic rifle type;~~
- 2.4 ~~(viii) Heckler & Koch HK-91, HK-93, and HK-94 semiautomatic rifle types;~~
- 2.5 ~~(ix) Ingram MAC-10 and MAC-11 semiautomatic pistol and carbine types;~~
- 2.6 ~~(x) Intratec TEC-9 semiautomatic pistol type;~~
- 2.7 ~~(xi) Sigarms SIG-550SP and SIG-551SP semiautomatic rifle types;~~
- 2.8 ~~(xii) SKS with detachable magazine semiautomatic rifle type;~~
- 2.9 ~~(xiii) Steyr AUG semiautomatic rifle type;~~
- 2.10 ~~(xiv) Street Sweeper and Striker-12 revolving-cylinder shotgun types;~~
- 2.11 ~~(xv) USAS-12 semiautomatic shotgun type;~~
- 2.12 ~~(xvi) Uzi semiautomatic pistol and carbine types; or~~
- 2.13 ~~(xvii) Valmet M76 and M78 semiautomatic rifle types;~~
- 2.14 ~~(2) any firearm that is another model made by the same manufacturer as one of the~~
- 2.15 ~~firearms listed in clause (1), and has the same action design as one of the listed firearms,~~
- 2.16 ~~and is a redesigned, renamed, or renumbered version of one of the firearms listed in clause~~
- 2.17 ~~(1), or has a slight modification or enhancement, including but not limited to a folding or~~
- 2.18 ~~retractable stock; adjustable sight; case deflector for left-handed shooters; shorter barrel;~~
- 2.19 ~~wooden, plastic, or metal stock; larger clip size; different caliber; or a bayonet mount; and~~
- 2.20 ~~(3) any firearm that has been manufactured or sold by another company under a licensing~~
- 2.21 ~~agreement with a manufacturer of one of the firearms listed in clause (1) entered into after~~
- 2.22 ~~the effective date of Laws 1993, chapter 326, to manufacture or sell firearms that are identical~~
- 2.23 ~~or nearly identical to those listed in clause (1), or described in clause (2), regardless of the~~
- 2.24 ~~company of production or country of origin.~~

2.25 ~~The weapons listed in clause (1), except those listed in items (iii), (ix), (x), (xiv), and~~

2.26 ~~(xv), are the weapons the importation of which was barred by the Bureau of Alcohol,~~

2.27 ~~Tobacco, and Firearms of the United States Department of the Treasury in July 1989.~~

2.28 ~~Except as otherwise specifically provided in paragraph (d), a firearm is not a~~

2.29 ~~"semiautomatic military-style assault weapon" if it is generally recognized as particularly~~

2.30 ~~suitable for or readily adaptable to sporting purposes under United States Code, title 18,~~

2.31 ~~section 925, paragraph (d)(3), or any regulations adopted pursuant to that law.~~

3.1 (1) semiautomatic rifle that has the capacity to accept a detachable magazine and has
3.2 one or more of the following:

3.3 (i) a pistol grip or thumbhole stock;

3.4 (ii) any feature capable of functioning as a protruding grip that can be held by the
3.5 nontrigger hand;

3.6 (iii) a folding or telescoping stock; or

3.7 (iv) a shroud attached to the barrel, or that partially or completely encircles the barrel,
3.8 allowing the bearer to hold the firearm with the nontrigger hand without being burned, but
3.9 excluding a slide that encloses the barrel;

3.10 (2) semiautomatic pistol, or any semiautomatic, centerfire, or rimfire rifle with a fixed
3.11 magazine, that has the capacity to accept more than seven rounds of ammunition;

3.12 (3) semiautomatic pistol that has the capacity to accept a detachable magazine and has
3.13 one or more of the following:

3.14 (i) any feature capable of functioning as a protruding grip that can be held by the
3.15 nontrigger hand;

3.16 (ii) a folding, telescoping, or thumbhole stock;

3.17 (iii) a shroud attached to the barrel, or that partially or completely encircles the barrel,
3.18 allowing the bearer to hold the firearm with the nontrigger hand without being burned, but
3.19 excluding a slide that encloses the barrel; or

3.20 (iv) the capacity to accept a detachable magazine at any location outside of the pistol
3.21 grip;

3.22 (4) semiautomatic shotgun that has one or more of the following:

3.23 (i) a pistol grip or thumbhole stock;

3.24 (ii) any feature capable of functioning as a protruding grip that can be held by the
3.25 nontrigger hand;

3.26 (iii) a folding or telescoping stock;

3.27 (iv) a fixed magazine capacity in excess of seven rounds; or

3.28 (v) an ability to accept a detachable magazine;

3.29 (5) shotgun with a revolving cylinder; or

4.1 (6) conversion kit, part, or combination of parts from which an assault weapon can be
 4.2 assembled if those parts are in the possession or under the control of the same person.

4.3 Assault weapon does not include any firearm that has been made permanently inoperable.

4.4 **EFFECTIVE DATE.** This section is effective September 1, 2018, and applies to crimes
 4.5 committed on or after that date.

4.6 Sec. 3. Minnesota Statutes 2016, section 624.712, is amended by adding a subdivision to
 4.7 read:

4.8 Subd. 13. **Detachable magazine.** "Detachable magazine" means an ammunition feeding
 4.9 device that can be loaded or unloaded while detached from a firearm and readily inserted
 4.10 into a firearm.

4.11 **EFFECTIVE DATE.** This section is effective September 1, 2018, and applies to crimes
 4.12 committed on or after that date.

4.13 Sec. 4. Minnesota Statutes 2016, section 624.712, is amended by adding a subdivision to
 4.14 read:

4.15 Subd. 14. **Fixed magazine.** "Fixed magazine" means an ammunition feeding device
 4.16 contained in or permanently attached to a firearm in such a manner that the device cannot
 4.17 be removed without disassembly of the firearm action.

4.18 **EFFECTIVE DATE.** This section is effective September 1, 2018, and applies to crimes
 4.19 committed on or after that date.

4.20 Sec. 5. Minnesota Statutes 2016, section 624.713, is amended to read:

4.21 **624.713 CERTAIN PERSONS NOT TO POSSESS FIREARMS.**

4.22 Subdivision 1. **Ineligible persons.** The following persons shall not be entitled to possess
 4.23 ammunition or a pistol ~~or semiautomatic military-style assault weapon~~ or, except for clause
 4.24 (1), any other firearm:

4.25 (1) a person under the age of 18 years except that a person under 18 may possess
 4.26 ammunition designed for use in a firearm that the person may lawfully possess and may
 4.27 carry or possess a pistol ~~or semiautomatic military-style assault weapon~~; (i) in the actual
 4.28 presence or under the direct supervision of the person's parent or guardian, (ii) for the
 4.29 purpose of military drill under the auspices of a legally recognized military organization
 4.30 and under competent supervision, (iii) for the purpose of instruction, competition, or target
 4.31 practice on a firing range approved by the chief of police or county sheriff in whose

5.1 jurisdiction the range is located and under direct supervision; or (iv) if the person has
5.2 successfully completed a course designed to teach marksmanship and safety with a pistol
5.3 ~~or semiautomatic military-style assault weapon~~ and approved by the commissioner of natural
5.4 resources;

5.5 (2) except as otherwise provided in clause (9), a person who has been convicted of, or
5.6 adjudicated delinquent or convicted as an extended jurisdiction juvenile for committing, in
5.7 this state or elsewhere, a crime of violence. For purposes of this section, crime of violence
5.8 includes crimes in other states or jurisdictions which would have been crimes of violence
5.9 as herein defined if they had been committed in this state;

5.10 (3) a person who is or has ever been committed in Minnesota or elsewhere by a judicial
5.11 determination that the person is mentally ill, developmentally disabled, or mentally ill and
5.12 dangerous to the public, as defined in section 253B.02, to a treatment facility, or who has
5.13 ever been found incompetent to stand trial or not guilty by reason of mental illness, unless
5.14 the person's ability to possess a firearm and ammunition has been restored under subdivision
5.15 4;

5.16 (4) a person who has been convicted in Minnesota or elsewhere of a misdemeanor or
5.17 gross misdemeanor violation of chapter 152, unless three years have elapsed since the date
5.18 of conviction and, during that time, the person has not been convicted of any other such
5.19 violation of chapter 152 or a similar law of another state; or a person who is or has ever
5.20 been committed by a judicial determination for treatment for the habitual use of a controlled
5.21 substance or marijuana, as defined in sections 152.01 and 152.02, unless the person's ability
5.22 to possess a firearm and ammunition has been restored under subdivision 4;

5.23 (5) a person who has been committed to a treatment facility in Minnesota or elsewhere
5.24 by a judicial determination that the person is chemically dependent as defined in section
5.25 253B.02, unless the person has completed treatment or the person's ability to possess a
5.26 firearm and ammunition has been restored under subdivision 4. Property rights may not be
5.27 abated but access may be restricted by the courts;

5.28 (6) a peace officer who is informally admitted to a treatment facility pursuant to section
5.29 253B.04 for chemical dependency, unless the officer possesses a certificate from the head
5.30 of the treatment facility discharging or provisionally discharging the officer from the
5.31 treatment facility. Property rights may not be abated but access may be restricted by the
5.32 courts;

5.33 (7) a person, including a person under the jurisdiction of the juvenile court, who has
5.34 been charged with committing a crime of violence and has been placed in a pretrial diversion

6.1 program by the court before disposition, until the person has completed the diversion program
6.2 and the charge of committing the crime of violence has been dismissed;

6.3 (8) except as otherwise provided in clause (9), a person who has been convicted in
6.4 another state of committing an offense similar to the offense described in section 609.224,
6.5 subdivision 3, against a family or household member or section 609.2242, subdivision 3,
6.6 unless three years have elapsed since the date of conviction and, during that time, the person
6.7 has not been convicted of any other violation of section 609.224, subdivision 3, or 609.2242,
6.8 subdivision 3, or a similar law of another state;

6.9 (9) a person who has been convicted in this state or elsewhere of assaulting a family or
6.10 household member and who was found by the court to have used a firearm in any way
6.11 during commission of the assault is prohibited from possessing any type of firearm or
6.12 ammunition for the period determined by the sentencing court;

6.13 (10) a person who:

6.14 (i) has been convicted in any court of a crime punishable by imprisonment for a term
6.15 exceeding one year;

6.16 (ii) is a fugitive from justice as a result of having fled from any state to avoid prosecution
6.17 for a crime or to avoid giving testimony in any criminal proceeding;

6.18 (iii) is an unlawful user of any controlled substance as defined in chapter 152;

6.19 (iv) has been judicially committed to a treatment facility in Minnesota or elsewhere as
6.20 a person who is mentally ill, developmentally disabled, or mentally ill and dangerous to the
6.21 public, as defined in section 253B.02;

6.22 (v) is an alien who is illegally or unlawfully in the United States;

6.23 (vi) has been discharged from the armed forces of the United States under dishonorable
6.24 conditions;

6.25 (vii) has renounced the person's citizenship having been a citizen of the United States;

6.26 or

6.27 (viii) is disqualified from possessing a firearm under United States Code, title 18, section
6.28 922(g)(8) or (9), as amended through March 1, 2014;

6.29 (11) a person who has been convicted of the following offenses at the gross misdemeanor
6.30 level, unless three years have elapsed since the date of conviction and, during that time, the
6.31 person has not been convicted of any other violation of these sections: section 609.229
6.32 (crimes committed for the benefit of a gang); 609.2231, subdivision 4 (assaults motivated

7.1 by bias); 609.255 (false imprisonment); 609.378 (neglect or endangerment of a child);
 7.2 609.582, subdivision 4 (burglary in the fourth degree); 609.665 (setting a spring gun); 609.71
 7.3 (riot); or 609.749 (stalking). For purposes of this paragraph, the specified gross misdemeanor
 7.4 convictions include crimes committed in other states or jurisdictions which would have
 7.5 been gross misdemeanors if conviction occurred in this state;

7.6 (12) a person who has been convicted of a violation of section 609.224 if the court
 7.7 determined that the assault was against a family or household member in accordance with
 7.8 section 609.2242, subdivision 3 (domestic assault), unless three years have elapsed since
 7.9 the date of conviction and, during that time, the person has not been convicted of another
 7.10 violation of section 609.224 or a violation of a section listed in clause (11); or

7.11 (13) a person who is subject to an order for protection as described in section 260C.201,
 7.12 subdivision 3, paragraph (d), or 518B.01, subdivision 6, paragraph (g).

7.13 A person who issues a certificate pursuant to this section in good faith is not liable for
 7.14 damages resulting or arising from the actions or misconduct with a firearm or ammunition
 7.15 committed by the individual who is the subject of the certificate.

7.16 The prohibition in this subdivision relating to the possession of firearms other than
 7.17 pistols ~~and semiautomatic military-style assault weapons~~ does not apply retroactively to
 7.18 persons who are prohibited from possessing a pistol ~~or semiautomatic military-style assault~~
 7.19 ~~weapon~~ under this subdivision before August 1, 1994.

7.20 The lifetime prohibition on possessing, receiving, shipping, or transporting firearms and
 7.21 ammunition for persons convicted or adjudicated delinquent of a crime of violence in clause
 7.22 (2), applies only to offenders who are discharged from sentence or court supervision for a
 7.23 crime of violence on or after August 1, 1993.

7.24 For purposes of this section, "judicial determination" means a court proceeding pursuant
 7.25 to sections 253B.07 to 253B.09 or a comparable law from another state.

7.26 Subd. 1a. **Ineligible to receive, ship, transport.** A person presently charged with a
 7.27 crime punishable by imprisonment for a term exceeding one year shall not be entitled to
 7.28 receive, ship, or transport any pistol ~~or semiautomatic military-style assault weapon~~ or
 7.29 ammunition designed for use in a pistol ~~or semiautomatic military-style assault weapon~~. A
 7.30 violation of this subdivision is a gross misdemeanor.

7.31 Subd. 2. **Penalties.** (a) A person named in subdivision 1, clause (1), who possesses
 7.32 ammunition or a pistol ~~or semiautomatic military-style assault weapon~~ in violation of that

8.1 clause is guilty of a felony and may be sentenced to imprisonment for not more than five
8.2 years or to payment of a fine of not more than \$10,000, or both.

8.3 (b) A person named in subdivision 1, clause (2), who possesses any type of firearm or
8.4 ammunition other than an assault weapon is guilty of a felony and may be sentenced to
8.5 imprisonment for not more than 15 years or to payment of a fine of not more than \$30,000,
8.6 or both. This paragraph does not apply to any person who has received a relief of disability
8.7 under United States Code, title 18, section 925, or whose ability to possess firearms and
8.8 ammunition has been restored under section 609.165, subdivision 1d.

8.9 (c) A person named in any other clause of subdivision 1 who possesses any type of
8.10 firearm or ammunition other than an assault weapon is guilty of a gross misdemeanor.

8.11 Subd. 3. **Notice.** (a) When a person is convicted of, or adjudicated delinquent or convicted
8.12 as an extended jurisdiction juvenile for committing, a crime of violence as defined in section
8.13 624.712, subdivision 5, the court shall inform the defendant that the defendant is prohibited
8.14 from possessing ~~ammunition or a pistol or semiautomatic military-style assault weapon~~
8.15 firearm for the remainder of the person's lifetime, and that it is a felony offense to violate
8.16 this prohibition. The failure of the court to provide this information to a defendant does not
8.17 affect the applicability of the ~~ammunition or pistol or semiautomatic military-style assault~~
8.18 ~~weapon~~ firearm possession prohibition or the felony penalty to that defendant.

8.19 (b) When a person, including a person under the jurisdiction of the juvenile court, is
8.20 charged with committing a crime of violence and is placed in a pretrial diversion program
8.21 by the court before disposition, the court shall inform the defendant that: (1) the defendant
8.22 is prohibited from possessing a ~~pistol or semiautomatic military-style assault weapon or~~
8.23 ~~ammunition designed for use in a pistol or semiautomatic military-style assault weapon~~
8.24 firearm until the person has completed the diversion program and the charge of committing
8.25 a crime of violence has been dismissed; (2) it is a gross misdemeanor offense to violate this
8.26 prohibition; and (3) if the defendant violates this condition of participation in the diversion
8.27 program, the charge of committing a crime of violence may be prosecuted. The failure of
8.28 the court to provide this information to a defendant does not affect the applicability of the
8.29 ~~ammunition or pistol or semiautomatic military-style assault weapon~~ firearm possession
8.30 prohibition or the gross misdemeanor penalty to that defendant.

8.31 (c) A court shall notify a person subject to subdivision 1, clause (3), of the prohibitions
8.32 described in that clause and those described in United States Code, title 18, sections 922(d)(4)
8.33 and 922(g)(4).

9.1 Subd. 4. **Restoration of firearms and ammunition eligibility to civilly committed**
9.2 **person; petition authorized.** (a) A person who is prohibited from possessing a firearm or
9.3 ammunition under subdivision 1, due to commitment resulting from a judicial determination
9.4 that the person is mentally ill, developmentally disabled, mentally ill and dangerous, or
9.5 chemically dependent, may petition a court to restore the person's ability to possess a firearm
9.6 or ammunition.

9.7 (b) The court may grant the relief sought in paragraph (a) in accordance with the
9.8 principles of due process if the circumstances regarding the person's disqualifying condition
9.9 and the person's record and reputation are determined to be such that:

9.10 (1) the person is not likely to act in a manner that is dangerous to public safety; and

9.11 (2) the granting of relief would not be contrary to the public interest.

9.12 (c) When determining whether a person has met the requirement of paragraph (b), clause
9.13 (1), the court may consider evidence from a licensed medical doctor or clinical psychologist
9.14 that the person is no longer suffering from the disease or condition that caused the disability
9.15 or that the disease or condition has been successfully treated for a period of three consecutive
9.16 years.

9.17 (d) Review on appeal shall be de novo.

9.18 Subd. 5. **Provision of firearms background check information.** (a) When a court
9.19 places a person, including a person under the jurisdiction of the juvenile court, who is
9.20 charged with committing a crime of violence into a pretrial diversion program before
9.21 disposition, the court must ensure that information regarding the person's placement in that
9.22 program and the ordered expiration date of that placement is transmitted as soon as
9.23 practicable to the National Instant Criminal Background Check System. When a person
9.24 successfully completes or discontinues the program, the prosecuting attorney must also
9.25 report that fact within 24 hours of receipt to the National Instant Criminal Background
9.26 Check System.

9.27 (b) The court must report the conviction and duration of the firearms disqualification
9.28 imposed as soon as practicable to the National Instant Criminal Background Check System
9.29 when a person is convicted of a gross misdemeanor that disqualifies the person from
9.30 possessing firearms under the following sections:

9.31 (1) 518B.01, subdivision 14;

9.32 (2) 609.224, subdivision 3;

9.33 (3) 609.2242, subdivision 3;

10.1 (4) 609.749, subdivision 8;

10.2 (5) 624.713, subdivision 1, clause (11); or

10.3 (6) 629.715, subdivision 2.

10.4 (c) If the court reports a firearms disqualification based on a charge of violating an
10.5 offense listed in paragraph (b), the court must provide notice of the disposition of the charge
10.6 to the National Instant Criminal Background Check System within three business days.

10.7 **EFFECTIVE DATE.** This section is effective September 1, 2018, and applies to crimes
10.8 committed on or after that date.

10.9 **Sec. 6. [624.7134] ASSAULT WEAPONS PROHIBITED.**

10.10 Subdivision 1. **Definition.** As used in this section, "transfer" means a sale, gift, loan,
10.11 assignment, or other delivery to another, whether or not for consideration, of an assault
10.12 weapon.

10.13 Subd. 2. **Prohibition.** It is unlawful for a person to manufacture, import, transfer, or
10.14 possess an assault weapon.

10.15 Subd. 3. **Exceptions.** Subdivision 2 does not apply to:

10.16 (1) the possession of an assault weapon that was lawfully possessed under both state
10.17 and federal law before March 1, 2018, if the weapon is properly registered as provided in
10.18 subdivision 5;

10.19 (2) any government officer, agent, or employee; member of the armed forces of the
10.20 United States; or peace officer, to the extent that the person is otherwise authorized to acquire
10.21 or possess an assault weapon, and does so while acting within the scope of the person's
10.22 duties;

10.23 (3) the manufacture of an assault weapon by a firearms manufacturer for the purpose of
10.24 sale to any branch of the armed forces of the United States, or to a law enforcement agency
10.25 within Minnesota for use by that agency or its employees, provided the manufacturer is
10.26 properly licensed under applicable laws; or

10.27 (4) the transfer of an assault weapon by a dealer that is properly licensed under applicable
10.28 laws to any branch of the armed forces of the United States, or to a law enforcement agency
10.29 within Minnesota for use by that agency or its employees for law enforcement purposes.

11.1 Subd. 4. **Penalty.** (a) A person who violates subdivision 2 is guilty of a felony and may
11.2 be sentenced to imprisonment for not more than five years or to payment of a fine of not
11.3 more than \$25,000, or both.

11.4 (b) A person listed in section 624.713, subdivision 1, clauses (3) to (11), who violates
11.5 subdivision 2 is guilty of a felony and may be sentenced to imprisonment for not more than
11.6 ten years or to payment of a fine of not more than \$50,000, or both.

11.7 (c) A person listed in section 624.713, subdivision 1, clause (2), who violates subdivision
11.8 2 is guilty of a felony and may be sentenced to imprisonment for not more than 20 years or
11.9 to payment of a fine of not more than \$100,000, or both.

11.10 (d) The penalties described in this subdivision do not apply to persons who possess
11.11 assault weapons and who are in full compliance with subdivision 5.

11.12 Subd. 5. **Registration of assault weapons.** (a) A person who legally owned or possessed
11.13 an assault weapon before March 1, 2018, and who desires to keep ownership or possession
11.14 of the weapon shall comply with the following requirements:

11.15 (1) submit to a background check conducted by the chief of police of the municipality
11.16 in which the person resides, or if there is no police department the sheriff of the county in
11.17 which the person resides, to confirm the person is not prohibited from possessing a firearm
11.18 under state or federal law; and

11.19 (2) unless the person is currently prohibited by law from possessing a firearm,
11.20 immediately register the weapon with the appropriate law enforcement agency.

11.21 (b) A person described in paragraph (a) shall comply with all of the following:

11.22 (1) safely and securely store the assault weapon pursuant to the regulations adopted by
11.23 the appropriate law enforcement agency;

11.24 (2) agree to allow the agency to inspect the storage of the weapon to ensure compliance
11.25 with this subdivision;

11.26 (3) annually renew the registration, subject to the completion of a new background check;

11.27 (4) possess the weapon only on property owned or immediately controlled by the person,
11.28 or while engaged in the legal use of the weapon at a duly licensed firing range, or while
11.29 transporting the weapon in compliance with United States Code, title 18, section 926A; and

11.30 (5) report the loss or theft of the weapon to the appropriate law enforcement agency
11.31 within 48 hours of the time the discovery of the loss or theft was made or should have been
11.32 made.

12.1 (c) Registered assault weapons may not be purchased or transferred, except for transfer
12.2 to the appropriate law enforcement agency for the purpose of surrendering the weapon for
12.3 destruction.

12.4 (d) The registered owner or possessor of an assault weapon may not purchase additional
12.5 assault weapons.

12.6 (e) The appropriate law enforcement agency may charge a fee for each registration and
12.7 registration renewal pursuant to this subdivision.

12.8 (f) Persons acquiring an assault weapon by inheritance, bequest, or succession shall,
12.9 within 120 days of acquiring title, do one of the following:

12.10 (1) surrender the weapon to a law enforcement agency for destruction; or

12.11 (2) modify the weapon to render it permanently inoperable.

12.12 (g) Each chief of police and sheriff shall do the following regarding assault weapons
12.13 registered under this subdivision:

12.14 (1) adopt regulations specifying how a person who registers a weapon shall safely and
12.15 securely store it when it is not being used;

12.16 (2) implement a policy of inspecting the storage of weapons; and

12.17 (3) conduct background checks and implement a registration system.

12.18 **EFFECTIVE DATE.** This section is effective September 1, 2018, and applies to crimes
12.19 committed on or after that date.

12.20 Sec. 7. **PERSONS POSSESSING ASSAULT WEAPONS ON EFFECTIVE DATE**
12.21 **OF ACT; REQUIRED ACTIONS.**

12.22 Any person who, on March 1, 2018, legally owns or is in possession of an assault weapon
12.23 has until September 1, 2018, to do any of the following without being subject to prosecution
12.24 under Minnesota Statutes, section 624.7133:

12.25 (1) remove the weapon from the state;

12.26 (2) surrender the weapon to a law enforcement agency for destruction;

12.27 (3) render the weapon permanently inoperable; or

12.28 (4) if eligible, register the weapon as provided in Minnesota Statutes, section 624.7134,
12.29 subdivision 5.

12.30 **EFFECTIVE DATE.** This section is effective the day following final enactment.

13.1 Sec. 8. **REVISOR'S INSTRUCTION.**

13.2 The revisor of statutes shall remove references to "semiautomatic military-style assault
13.3 weapons" in Minnesota Statutes, sections 609.66, subdivision 1f; 624.712, subdivision 6;
13.4 624.7131, subdivisions 1, 4, and 10; 624.7132, subdivisions 1, 3, 4, 5, 6, 9, 10, 12, 13, 14,
13.5 and 15; 624.7141, subdivisions 1 and 3; and 624.7181, subdivision 2. The revisor shall
13.6 replace all other references to "semiautomatic military-style assault weapons" in Minnesota
13.7 Statutes with "assault weapons."

13.8 **EFFECTIVE DATE.** This section is effective September 1, 2018.