

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-EIGHTH LEGISLATURE**

**S.F. No. 400**

(SENATE AUTHORS: BROWN, Ingebrigtsen, Westrom, Newman and Limmer)

DATE	D-PG	OFFICIAL STATUS
02/13/2013	212	Introduction and first reading Referred to Judiciary

A bill for an act

relating to public safety; firearms; providing that any new federal law designed to ban or limit any personal firearm, magazine, accessory, or ammunition or to require the registration of any firearm or firearm owner shall be unenforceable; providing for criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 624.

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

Section 1. **[624.7192] FIREARM PROTECTION ACT.**

Subdivision 1. **Definition.** For purposes of this section, the term "new federal firearms law" means any act, law, statute, rule, regulation, or order by or under any authority of the United States Government that:

(1) is substantially and directly or indirectly related to any personal firearm, firearm magazine, other firearm accessory, or firearm ammunition that:

(i) was owned or possessed by a resident of Minnesota on the effective date of the federal act, law, statute, rule, regulation, or order, or its pertinent provision if different, and has thereafter remained exclusively within the borders of Minnesota; or

(ii) has been, is being, or will be manufactured commercially or privately in Minnesota and thereafter remains exclusively within the borders of Minnesota; or

(2) in any manner directly or indirectly requires the registration, licensing, listing, or enrollment of any firearm described by clause (1), or the identity of any person who owns or possesses any firearm described by clause (1).

Subd. 2. **State's rights; prohibition; penalty.** (a) Notwithstanding any other law, rule, regulation, or order to the contrary, no person, including but not limited to any federal, state, or local governmental official, employee, or agent, shall enforce or attempt to enforce within this state any new federal firearms law, as defined in subdivision 1.

2.1 (b) Any person, including but not limited to any federal, state, or local governmental  
2.2 official, employee, or agent, who knowingly violates paragraph (a) is guilty of a felony,  
2.3 and may be punished by up to five years imprisonment and a \$5,000 fine.

2.4 Subd. 3. **Enforceability; new federal firearms law.** Notwithstanding any other law,  
2.5 rule, regulation, or order to the contrary, no new federal firearms law shall be enforceable  
2.6 within the borders of the state of Minnesota if it is designed or attempts in any manner:

2.7 (1) to ban or restrict any personal firearm, firearm magazine, other firearm accessory,  
2.8 or firearm ammunition; or

2.9 (2) to require any personal firearm, firearm magazine, other firearm accessory, or  
2.10 firearm ammunition, or the owner of any personal firearm, firearm magazine, other firearm  
2.11 accessory, or firearm ammunition, to register or be licensed, listed, or enrolled in any  
2.12 direct or indirect manner by or with any federal, state, or local governmental department,  
2.13 agency, bureau, or official.

2.14 **EFFECTIVE DATE.** This section, except for subdivision 2, paragraph (b), is  
2.15 effective the day following final enactment. Subdivision 2, paragraph (b), is effective  
2.16 August 1, 2013, and applies to crimes committed on or after that date.