

FIRST REGULAR SESSION

HOUSE BILL NO. 689

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WALLER.

1569H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 571, RSMo, by adding thereto one new section relating to a prohibition on ammunition registries, with penalty provisions.

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

Section A. Chapter 571, RSMo, is amended by adding thereto one new section, to be known as section 571.505, to read as follows:

571.505. 1. The provisions of this section shall be known and may be cited as the "Missouri Ammunition Privacy Protection Act".

2. As used in this section, the following terms mean:

(1) "Ammunition", any projectile, bullet, cartridge, or shell designed for use in a firearm, including components such as casings, primers, bullets, or propellant powder;

(2) "Government entity", any state or local agency, department, or office, including law enforcement agencies, and any official or representative thereof;

(3) "Purchaser", any individual or entity that legally purchases or receives ammunition within this state;

(4) "Registry", any list, database, or record, whether maintained electronically or by other means, that contains personally identifiable information of individuals who sell, transfer, or purchase ammunition;

(5) "Seller", any person, entity, or business that is legally authorized to sell or transfer ammunition in this state.

3. No government entity or private person or entity shall establish, create, maintain, or facilitate a registry of ammunition sellers or purchasers within this state.

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 **4. (1) No government entity shall require any person or business engaged in the**
18 **sale or transfer of ammunition to collect or maintain personal information, including,**
19 **but not limited to, the name, address, or identification of any purchaser, for the purpose**
20 **of creating a registry.**

21 **(2) No person or business shall be required to report ammunition sales or**
22 **purchases to any government entity for the purpose of creating or maintaining a**
23 **registry.**

24 **5. Any records or databases existing before the effective date of this section that**
25 **contain information regarding ammunition sales or purchases shall be destroyed within**
26 **ninety days of the effective date of this section. It shall be unlawful for any government**
27 **entity or private person to use or disclose such records or databases to any third party**
28 **after the ninety-day period.**

29 **6. Nothing in this section shall prohibit law enforcement agencies from accessing**
30 **or using specific ammunition transaction records in connection with a lawful**
31 **investigation of criminal activity, provided that the information is obtained through a**
32 **valid court-issued warrant or subpoena.**

33 **7. Sellers may collect information necessary for commercial purposes, such as**
34 **billing and shipping information, provided that such data is not used for the creation of**
35 **an ammunition registry.**

36 **8. Any person, business, or government entity that knowingly violates the**
37 **provisions of this section shall be subject to a civil penalty of not more than five**
38 **thousand dollars per violation.**

39 **9. Any government official or employee who knowingly creates, maintains, or**
40 **facilitates a registry in violation of this section shall be guilty of a class A misdemeanor.**

41 **10. The attorney general may investigate suspected violations of this section and**
42 **may commence and try all criminal prosecutions and actions for a civil penalty under**
43 **this section.**

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