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**SUBSTITUTE HOUSE BILL 1903**

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**State of Washington                      52nd Legislature                      1991 Regular Session**

**By** House Committee on Judiciary (originally sponsored by Representatives Scott, Miller, Cole, Riley, Ludwig, Locke, Wineberry, Appelwick, Rasmussen, Wang, Ferguson and Anderson).

Read first time March 6, 1991.

1            AN ACT Relating to handgun control; amending RCW 9.41.010; adding  
2 a new section to chapter 9.41 RCW; and prescribing penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 9.41 RCW  
5 to read as follows:

6            (1) No licensed firearms dealer shall sell a handgun unless the  
7 dealer (a) offers to sell the purchaser a trigger-locking device, (b)  
8 explains the operation of the trigger-locking device, and (c) obtains  
9 from the purchaser either (i) a receipt of the sale or (ii) a signed  
10 statement from the purchaser declining to buy the device. The receipt  
11 or the statement shall be kept with the dealer's records required by  
12 RCW 9.41.110 and retained by the dealer for six years.

13            (2) This section shall not apply to sales of handguns:

14            (a) To a licensed firearms dealer for bona fide resale in the  
15 ordinary course of business; or

1 (b) To an official government law enforcement or armed services  
2 agency.

3 (3) Violation of this section is a misdemeanor punishable by a fine  
4 of not more than one thousand dollars or imprisonment for not more than  
5 six months, or both.

6 (4) For the purposes of this section:

7 (a) "Licensed firearms dealer" means a person licensed to sell  
8 firearms pursuant to RCW 9.41.110.

9 (b) "Trigger-locking device" means a padlock, key lock, combination  
10 lock, or similar locking device which, when the device is locked on,  
11 around, or in the firearm, renders the firearm incapable of firing.

12 **Sec. 2.** RCW 9.41.010 and 1983 c 232 s 1 are each amended to read  
13 as follows:

14 (1) "Short firearm~~,"~~ ((~~or~~)) "pistol," or "handgun" as used in this  
15 chapter means any firearm with a barrel less than twelve inches in  
16 length.

17 (2) "Crime of violence" as used in this chapter means:

18 (a) Any of the following felonies, as now existing or hereafter  
19 amended: Any felony defined under any law as a class A felony or an  
20 attempt to commit a class A felony, criminal solicitation of or  
21 criminal conspiracy to commit a class A felony, manslaughter in the  
22 first degree, manslaughter in the second degree, indecent liberties if  
23 committed by forcible compulsion, rape in the second degree, kidnapping  
24 in the second degree, arson in the second degree, assault in the second  
25 degree, extortion in the first degree, burglary in the second degree,  
26 and robbery in the second degree;

27 (b) Any conviction for a felony offense in effect at any time prior  
28 to July 1, 1976, which is comparable to a felony classified as a crime  
29 of violence in subsection (2)(a) of this section; and

1       (c) Any federal or out-of-state conviction for an offense  
2 comparable to a felony classified as a crime of violence under  
3 subsection (2) (a) or (b) of this section.

4       (3) "Firearm" as used in this chapter means a weapon or device from  
5 which a projectile may be fired by an explosive such as gunpowder.

6       (4) "Commercial seller" as used in this chapter means a person who  
7 has a federal firearms license.