
SENATE BILL 5956

State of Washington

63rd Legislature

2014 Regular Session

By Senators Hatfield, Sheldon, and Braun

Read first time 01/13/14. Referred to Committee on Law & Justice.

1 AN ACT Relating to short-barreled rifles; amending RCW 9.41.190;
2 and prescribing penalties.

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

4 **Sec. 1.** RCW 9.41.190 and 1994 sp.s. c 7 s 420 are each amended to
5 read as follows:

6 (1) Except as otherwise provided in this section, it is unlawful
7 for any person to manufacture, own, buy, sell, loan, furnish,
8 transport, or have in possession or under control, any machine gun,
9 short-barreled shotgun, or short-barreled rifle; or any part designed
10 and intended solely and exclusively for use in a machine gun, short-
11 barreled shotgun, or short-barreled rifle, or in converting a weapon
12 into a machine gun, short-barreled shotgun, or short-barreled rifle; or
13 to assemble or repair any machine gun, short-barreled shotgun, or
14 short-barreled rifle.

15 (2) It is not unlawful for a person to possess, transport, acquire,
16 or transfer a short-barreled rifle that is legally registered and
17 possessed, transported, acquired, or transferred in accordance with
18 federal law.

19 (3) Subsection (1) of this section shall not apply to:

1 (a) Any peace officer in the discharge of official duty or
2 traveling to or from official duty, or to any officer or member of the
3 armed forces of the United States or the state of Washington in the
4 discharge of official duty or traveling to or from official duty; or

5 (b) A person, including an employee of such person if the employee
6 has undergone fingerprinting and a background check, who or which is
7 exempt from or licensed under federal law, and engaged in the
8 production, manufacture, repair, or testing of machine guns, short-
9 barreled shotguns, or short-barreled rifles:

10 (i) To be used or purchased by the armed forces of the United
11 States;

12 (ii) To be used or purchased by federal, state, county, or
13 municipal law enforcement agencies; or

14 (iii) For exportation in compliance with all applicable federal
15 laws and regulations.

16 ((+3)) (4) It shall be an affirmative defense to a prosecution
17 brought under this section that the machine gun((7)) or short-barreled
18 shotgun(~~(, or short-barreled rifle)~~) was acquired prior to July 1,
19 1994, and is possessed in compliance with federal law.

20 ((+4)) (5) Any person violating this section is guilty of a class
21 C felony.

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