

SSB 6165 - H COMM AMD
By Committee on Judiciary

ADOPTED 03/01/2016

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 9.41.190 and 2014 c 201 s 1 are each amended to
4 read as follows:

5 (1) Except as otherwise provided in this section, it is unlawful
6 for any person to:

7 (a) Manufacture, own, buy, sell, loan, furnish, transport, or
8 have in possession or under control, any machine gun, short-barreled
9 shotgun, or short-barreled rifle; ((e))

10 (b) Manufacture, own, buy, sell, loan, furnish, transport, or
11 have in possession or under control, any part designed and intended
12 solely and exclusively for use in a machine gun, short-barreled
13 shotgun, or short-barreled rifle, or in converting a weapon into a
14 machine gun, short-barreled shotgun, or short-barreled rifle; or
15 ((t))

16 (c) Assemble or repair any machine gun, short-barreled shotgun,
17 or short-barreled rifle.

18 (2) It is not unlawful for a person to ~~((possess, transport,~~
19 ~~acquire, or transfer a short barreled rifle that is legally~~
20 ~~registered and possessed, transported, acquired, or transferred in~~
21 ~~accordance))~~ manufacture, own, buy, sell, loan, furnish, transport,
22 assemble, or repair, or have in possession or under control, a short-
23 barreled rifle, or any part designed or intended solely and
24 exclusively for use in a short-barreled rifle or in converting a
25 weapon into a short-barreled rifle, if the person is in compliance
26 with applicable federal law.

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

28 (a) Any peace officer in the discharge of official duty or
29 traveling to or from official duty, or to any officer or member of
30 the armed forces of the United States or the state of Washington in
31 the discharge of official duty or traveling to or from official duty;
32 or

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

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

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

10 (iii) For exportation in compliance with all applicable federal
11 laws and regulations.

12 (4) It shall be an affirmative defense to a prosecution brought
13 under this section that the machine gun or short-barreled shotgun was
14 acquired prior to July 1, 1994, and is possessed in compliance with
15 federal law.

16 (5) Any person violating this section is guilty of a class C
17 felony."

18 Correct the title.

EFFECT: Authorizes persons to assemble short-barreled rifles if
in compliance with applicable federal law, and removes amendatory
language allowing the sale in state of machine guns or short-barreled
shotguns by specified persons.

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