

1148

Sponsor(s): Representatives Lantz, Carrell, O'Brien, Lovick, Ballasiotes, McDermott and Esser

Brief Description: Establishing unwitting possession of a firearm as an affirmative defense.

HB 1148 - DIGEST

Declares that knowledge is not an element of the crime of unlawful possession of a firearm in the first or second degree. Unwitting possession is an affirmative defense to a charge of unlawful possession of a firearm in the first or second degree. The defendant must establish the defense of unwitting possession by a preponderance of the evidence.