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State of Minnesota
HOUSE OF REPRESENTATIVES

NINETIETH SESSION   **H. F. No. 4473**

05/02/2018   Authored by Anderson, S., and Loon
          The bill was read for the first time and referred to the Committee on Public Safety and Security Policy and Finance

1.1   A bill for an act

1.2   relating to public safety; granting immunity to private parties who require proof
1.3   of firearms eligibility prior to transferring a firearm; amending Minnesota Statutes
1.4   2016, section 609.66, subdivision 1f.

1.5   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6   Section 1. Minnesota Statutes 2016, section 609.66, subdivision 1f, is amended to read:

1.7   Subd. 1f. **Gross misdemeanor; transferring firearm without background check.** (a)

1.8   A person, other than a federally licensed firearms dealer, who transfers a pistol or

1.9   semiautomatic military-style assault weapon to another without complying with the transfer

1.10   requirements of section 624.7132, is guilty of a gross misdemeanor if the transferee possesses

1.11   or uses the weapon within one year after the transfer in furtherance of a felony crime of

1.12   violence, and if:

1.13   (1) the transferee was prohibited from possessing the weapon under section 624.713 at

1.14   the time of the transfer; or

1.15   (2) it was reasonably foreseeable at the time of the transfer that the transferee was likely

1.16   to use or possess the weapon in furtherance of a felony crime of violence.

1.17   (b) A person is immune from prosecution under paragraph (a) if the person produces

1.18   either a copy of the transferee's permit to carry or permit to purchase that the transferee

1.19   presented at the time of transfer. A transferor may only be required to produce documents

1.20   maintained pursuant to this paragraph if a court orders production of the documents as part

1.21   of a criminal investigation involving the transferred firearm. A court may not compel a

1.22   transferor to produce documents maintained pursuant to this paragraph beyond one year

1.23   after the date of transfer.

Section 1.   1