

**ESHB 2320** - S COMM AMD  
By Committee on Law & Justice

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

3 "NEW SECTION. **Sec. 1.** The legislature finds the production of  
4 undetectable and untraceable firearms and firearm components through  
5 three-dimensional printing and computer numerical control (CNC)  
6 milling presents a growing threat to public safety. The legislature  
7 further finds the production of firearms by unlicensed manufacturers  
8 allows prohibited individuals to evade background checks and obtain  
9 firearms they could not otherwise lawfully obtain. The legislature  
10 intends to address these problems by strengthening the state's  
11 existing firearms laws.

12 **Sec. 2.** RCW 9.41.010 and 2024 c 289 s 1 and 2024 c 62 s 32 are  
13 each reenacted and amended to read as follows:

14 Unless the context clearly requires otherwise, the definitions in  
15 this section apply throughout this chapter.

16 (1) "Antique firearm" means a firearm or replica of a firearm not  
17 designed or redesigned for using rim fire or conventional center fire  
18 ignition with fixed ammunition and manufactured in or before 1898,  
19 including any matchlock, flintlock, percussion cap, or similar type  
20 of ignition system and also any firearm using fixed ammunition  
21 manufactured in or before 1898, for which ammunition is no longer  
22 manufactured in the United States and is not readily available in the  
23 ordinary channels of commercial trade.

24 (2) (a) "Assault weapon" means:

25 (i) Any of the following specific firearms regardless of which  
26 company produced and manufactured the firearm:

AK-47 in all forms
AK-74 in all forms
Algimec AGM-1 type semiautomatic
American Arms Spectre da semiautomatic carbine

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AR15, M16, or M4 in all forms
AR 180 type semiautomatic
Argentine L.S.R. semiautomatic
Australian Automatic
Auto-Ordnance Thompson M1 and 1927 semiautomatics
Barrett .50 cal light semiautomatic
Barrett .50 cal M87
Barrett .50 cal M107A1
Barrett REC7
Beretta AR70/S70 type semiautomatic
Bushmaster Carbon 15
Bushmaster ACR
Bushmaster XM-15
Bushmaster MOE
Calico models M100 and M900
CETME Sporter
CIS SR 88 type semiautomatic
Colt CAR 15
Daewoo K-1
Daewoo K-2
Dragunov semiautomatic
Fabrique Nationale FAL in all forms
Fabrique Nationale F2000
Fabrique Nationale L1A1 Sporter
Fabrique Nationale M249S
Fabrique Nationale PS90
Fabrique Nationale SCAR
FAMAS .223 semiautomatic
Galil
Heckler & Koch G3 in all forms
Heckler & Koch HK-41/91
Heckler & Koch HK-43/93

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Heckler & Koch HK94A2/3
Heckler & Koch MP-5 in all forms
Heckler & Koch PSG-1
Heckler & Koch SL8
Heckler & Koch UMP
Manchester Arms Commando MK-45
Manchester Arms MK-9
SAR-4800
SIG AMT SG510 in all forms
SIG SG550 in all forms
SKS
Spectre M4
Springfield Armory BM-59
Springfield Armory G3
Springfield Armory SAR-8
Springfield Armory SAR-48
Springfield Armory SAR-3
Springfield Armory M-21 sniper
Springfield Armory M1A
Smith & Wesson M&P 15
Sterling Mk 1
Sterling Mk 6/7
Steyr AUG
TNW M230
FAMAS F11
Uzi 9mm carbine/rifle

27 (ii) A semiautomatic rifle that has an overall length of less  
28 than 30 inches;  
29 (iii) A conversion kit, part, or combination of parts, from which  
30 an assault weapon can be assembled or from which a firearm can be  
31 converted into an assault weapon if those parts are in the possession  
32 or under the control of the same person; or

1 (iv) A semiautomatic, center fire rifle that has the capacity to  
2 accept a detachable magazine and has one or more of the following:

3 (A) A grip that is independent or detached from the stock that  
4 protrudes conspicuously beneath the action of the weapon. The  
5 addition of a fin attaching the grip to the stock does not exempt the  
6 grip if it otherwise resembles the grip found on a pistol;

7 (B) Thumbhole stock;

8 (C) Folding or telescoping stock;

9 (D) Forward pistol, vertical, angled, or other grip designed for  
10 use by the nonfiring hand to improve control;

11 (E) Flash suppressor, flash guard, flash eliminator, flash hider,  
12 sound suppressor, silencer, or any item designed to reduce the visual  
13 or audio signature of the firearm;

14 (F) Muzzle brake, recoil compensator, or any item designed to be  
15 affixed to the barrel to reduce recoil or muzzle rise;

16 (G) Threaded barrel designed to attach a flash suppressor, sound  
17 suppressor, muzzle break, or similar item;

18 (H) Grenade launcher or flare launcher; or

19 (I) A shroud that encircles either all or part of the barrel  
20 designed to shield the bearer's hand from heat, except a solid  
21 forearm of a stock that covers only the bottom of the barrel;

22 (v) A semiautomatic, center fire rifle that has a fixed magazine  
23 with the capacity to accept more than 10 rounds;

24 (vi) A semiautomatic pistol that has the capacity to accept a  
25 detachable magazine and has one or more of the following:

26 (A) A threaded barrel, capable of accepting a flash suppressor,  
27 forward handgrip, or silencer;

28 (B) A second hand grip;

29 (C) A shroud that encircles either all or part of the barrel  
30 designed to shield the bearer's hand from heat, except a solid  
31 forearm of a stock that covers only the bottom of the barrel; or

32 (D) The capacity to accept a detachable magazine at some location  
33 outside of the pistol grip;

34 (vii) A semiautomatic shotgun that has any of the following:

35 (A) A folding or telescoping stock;

36 (B) A grip that is independent or detached from the stock that  
37 protrudes conspicuously beneath the action of the weapon. The  
38 addition of a fin attaching the grip to the stock does not exempt the  
39 grip if it otherwise resembles the grip found on a pistol;

40 (C) A thumbhole stock;

1 (D) A forward pistol, vertical, angled, or other grip designed  
2 for use by the nonfiring hand to improve control;

3 (E) A fixed magazine in excess of seven rounds; or

4 (F) A revolving cylinder shotgun.

5 (b) For the purposes of this subsection, "fixed magazine" means  
6 an ammunition feeding device contained in, or permanently attached  
7 to, a firearm in such a manner that the device cannot be removed  
8 without disassembly of the firearm action.

9 (c) "Assault weapon" does not include antique firearms, any  
10 firearm that has been made permanently inoperable, or any firearm  
11 that is manually operated by bolt, pump, lever, or slide action.

12 (3) "Assemble" means to fit together component parts.

13 (4) "Barrel length" means the distance from the bolt face of a  
14 closed action down the length of the axis of the bore to the crown of  
15 the muzzle, or in the case of a barrel with attachments to the end of  
16 any legal device permanently attached to the end of the muzzle.

17 (5) "Bump-fire stock" means a butt stock designed to be attached  
18 to a semiautomatic firearm with the effect of increasing the rate of  
19 fire achievable with the semiautomatic firearm to that of a fully  
20 automatic firearm by using the energy from the recoil of the firearm  
21 to generate reciprocating action that facilitates repeated activation  
22 of the trigger.

23 (6) "Conviction" or "convicted" means, whether in an adult court  
24 or adjudicated in a juvenile court, that a plea of guilty has been  
25 accepted or a verdict of guilty has been filed, or a finding of guilt  
26 has been entered, notwithstanding the pendency of any future  
27 proceedings including, but not limited to, sentencing or disposition,  
28 posttrial or post-fact-finding motions, and appeals. "Conviction"  
29 includes a dismissal entered after a period of probation, suspension,  
30 or deferral of sentence, and also includes equivalent dispositions by  
31 courts in jurisdictions other than Washington state.

32 (7) "Crime of violence" means:

33 (a) Any of the following felonies, as now existing or hereafter  
34 amended: Any felony defined under any law as a class A felony or an  
35 attempt to commit a class A felony, criminal solicitation of or  
36 criminal conspiracy to commit a class A felony, manslaughter in the  
37 first degree, manslaughter in the second degree, indecent liberties  
38 if committed by forcible compulsion, kidnapping in the second degree,  
39 arson in the second degree, assault in the second degree, assault of  
40 a child in the second degree, extortion in the first degree, burglary

1 in the second degree, residential burglary, and robbery in the second  
2 degree;

3 (b) Any conviction for a felony offense in effect at any time  
4 prior to June 6, 1996, which is comparable to a felony classified as  
5 a crime of violence in (a) of this subsection; and

6 (c) Any federal or out-of-state conviction for an offense  
7 comparable to a felony classified as a crime of violence under (a) or  
8 (b) of this subsection.

9 (8) "Curio or relic" has the same meaning as provided in 27  
10 C.F.R. Sec. 478.11.

11 (9) "Dealer" means a person engaged in the business of selling  
12 firearms at wholesale or retail who has, or is required to have, a  
13 federal firearms license under 18 U.S.C. Sec. 923(a). A person who  
14 does not have, and is not required to have, a federal firearms  
15 license under 18 U.S.C. Sec. 923(a), is not a dealer if that person  
16 makes only occasional sales, exchanges, or purchases of firearms for  
17 the enhancement of a personal collection or for a hobby, or sells all  
18 or part of his or her personal collection of firearms.

19 (10) "Detachable magazine" means an ammunition feeding device  
20 that can be loaded or unloaded while detached from a firearm and  
21 readily inserted into a firearm.

22 (11) "Digital firearm manufacturing code" means any digital  
23 instructions in the form of computer-aided design files or other code  
24 or instructions stored and displayed in electronic format as a  
25 digital model that may be used to program a three-dimensional printer  
26 or a computer numerical control (CNC) milling machine to manufacture  
27 or produce a firearm, frame or receiver, unfinished frame or  
28 receiver, magazine, or unlawful firearm part as identified in RCW  
29 9.41.220.

30 (12) "Distribute" means to give out, provide, make available, or  
31 deliver a firearm or large capacity magazine to any person in this  
32 state, with or without consideration, whether the distributor is in-  
33 state or out-of-state. "Distribute" includes, but is not limited to,  
34 filling orders placed in this state, online or otherwise.  
35 "Distribute" also includes causing a firearm or large capacity  
36 magazine to be delivered in this state.

37 (~~(12)~~) (13) "Domestic violence" has the same meaning as  
38 provided in RCW 10.99.020.

39 (~~(13)~~) (14) "Family or household member" has the same meaning  
40 as in RCW 7.105.010.

1       (~~(14)~~) (15) "Federal firearms dealer" means a licensed dealer  
2 as defined in 18 U.S.C. Sec. 921(a)(11).

3       (~~(15)~~) (16) "Federal firearms importer" means a licensed  
4 importer as defined in 18 U.S.C. Sec. 921(a)(9).

5       (~~(16)~~) (17) "Federal firearms manufacturer" means a licensed  
6 manufacturer as defined in 18 U.S.C. Sec. 921(a)(10).

7       (~~(17)~~) (18) "Felony" means any felony offense under the laws of  
8 this state or any federal or out-of-state offense comparable to a  
9 felony offense under the laws of this state.

10       (~~(18)~~) (19) "Felony firearm offender" means a person who has  
11 previously been convicted or found not guilty by reason of insanity  
12 in this state of any felony firearm offense. A person is not a felony  
13 firearm offender under this chapter if any and all qualifying  
14 offenses have been the subject of an expungement, pardon, annulment,  
15 certificate, or rehabilitation, or other equivalent procedure based  
16 on a finding of the rehabilitation of the person convicted or a  
17 pardon, annulment, or other equivalent procedure based on a finding  
18 of innocence.

19       (~~(19)~~) (20) "Felony firearm offense" means:  
20       (a) Any felony offense that is a violation of this chapter;  
21       (b) A violation of RCW 9A.36.045;  
22       (c) A violation of RCW 9A.56.300;  
23       (d) A violation of RCW 9A.56.310;  
24       (e) Any felony offense if the offender was armed with a firearm  
25 in the commission of the offense.

26       (~~(20)~~) (21) "Firearm" means a weapon or device from which a  
27 projectile or projectiles may be fired by an explosive such as  
28 gunpowder. For the purposes of RCW 9.41.040, "firearm" also includes  
29 frames and receivers. "Firearm" does not include a flare gun or other  
30 pyrotechnic visual distress signaling device, or a powder-actuated  
31 tool or other device designed solely to be used for construction  
32 purposes.

33       (~~(21)~~) (22)(a) "Frame or receiver" means a part of a firearm  
34 that, when the complete firearm is assembled, is visible from the  
35 exterior and provides housing or a structure designed to hold or  
36 integrate one or more fire control components, even if pins or other  
37 attachments are required to connect the fire control components. Any  
38 such part identified with a serial number shall be presumed, absent  
39 an official determination by the bureau of alcohol, tobacco,

1 firearms, and explosives or other reliable evidence to the contrary,  
2 to be a frame or receiver.

3 (b) For purposes of this subsection, "fire control component"  
4 means a component necessary for the firearm to initiate, complete, or  
5 continue the firing sequence, including any of the following: Hammer,  
6 bolt, bolt carrier, breechblock, cylinder, trigger mechanism, firing  
7 pin, striker, or slide rails.

8 ~~((22))~~ (23) "Gun" has the same meaning as firearm.

9 ~~((23))~~ (24) "Import" means to move, transport, or receive an  
10 item from a place outside the territorial limits of the state of  
11 Washington to a place inside the territorial limits of the state of  
12 Washington. "Import" does not mean situations where an individual  
13 possesses a large capacity magazine or assault weapon when departing  
14 from, and returning to, Washington state, so long as the individual  
15 is returning to Washington in possession of the same large capacity  
16 magazine or assault weapon the individual transported out of state.

17 ~~((24))~~ (25) "Intimate partner" has the same meaning as provided  
18 in RCW 7.105.010.

19 ~~((25))~~ (26) "Large capacity magazine" means an ammunition  
20 feeding device with the capacity to accept more than 10 rounds of  
21 ammunition, or any conversion kit, part, or combination of parts,  
22 from which such a device can be assembled if those parts are in  
23 possession of or under the control of the same person, but shall not  
24 be construed to include any of the following:

25 (a) An ammunition feeding device that has been permanently  
26 altered so that it cannot accommodate more than 10 rounds of  
27 ammunition;

28 (b) A 22 caliber tube ammunition feeding device; or

29 (c) A tubular magazine that is contained in a lever-action  
30 firearm.

31 ~~((26))~~ (27) "Law enforcement officer" includes a general  
32 authority Washington peace officer as defined in RCW 10.93.020, or a  
33 specially commissioned Washington peace officer as defined in RCW  
34 10.93.020. "Law enforcement officer" also includes a limited  
35 authority Washington peace officer as defined in RCW 10.93.020 if  
36 such officer is duly authorized by his or her employer to carry a  
37 concealed pistol.

38 ~~((27))~~ (28) "Lawful permanent resident" has the same meaning  
39 afforded a person "lawfully admitted for permanent residence" in 8  
40 U.S.C. Sec. 1101(a)(20).

1       (~~(28)~~) (29) "Licensed collector" means a person who is  
2 federally licensed under 18 U.S.C. Sec. 923(b).

3       (~~(29)~~) (30) "Licensed dealer" means a person who is federally  
4 licensed under 18 U.S.C. Sec. 923(a).

5       (~~(30)~~) (31) "Loaded" means:

6       (a) There is a cartridge in the chamber of the firearm;

7       (b) Cartridges are in a clip that is locked in place in the  
8 firearm;

9       (c) There is a cartridge in the cylinder of the firearm, if the  
10 firearm is a revolver;

11       (d) There is a cartridge in the tube or magazine that is inserted  
12 in the action; or

13       (e) There is a ball in the barrel and the firearm is capped or  
14 primed if the firearm is a muzzle loader.

15       (~~(31)~~) (32) "Machine gun" means any firearm known as a machine  
16 gun, mechanical rifle, submachine gun, or any other mechanism or  
17 instrument not requiring that the trigger be pressed for each shot  
18 and having a reservoir clip, disc, drum, belt, or other separable  
19 mechanical device for storing, carrying, or supplying ammunition  
20 which can be loaded into the firearm, mechanism, or instrument, and  
21 fired therefrom at the rate of five or more shots per second.

22       (~~(32)~~) (33) "Manufacture" means, with respect to a firearm or  
23 large capacity magazine, the fabrication, making, formation,  
24 production, or construction of a firearm or large capacity magazine,  
25 by manual labor or by machinery.

26       (~~(33)~~) (34) "Mental health professional" means a psychiatrist,  
27 psychologist, or physician assistant working with a psychiatrist who  
28 is acting as a participating physician as defined in RCW 18.71A.010,  
29 psychiatric advanced registered nurse practitioner, psychiatric  
30 nurse, social worker, mental health counselor, marriage and family  
31 therapist, or such other mental health professionals as may be  
32 defined in statute or by rules adopted by the department of health  
33 pursuant to the provisions of chapter 71.05 RCW.

34       (~~(34)~~) (35) "Nonimmigrant alien" means a person defined as such  
35 in 8 U.S.C. Sec. 1101(a) (15).

36       (~~(35)~~) (36) "Person" means any individual, corporation,  
37 company, association, firm, partnership, club, organization, society,  
38 joint stock company, or other legal entity.

1       (~~(36)~~) (37) "Pistol" means any firearm with a barrel less than  
2 16 inches in length, or is designed to be held and fired by the use  
3 of a single hand.

4       (~~(37)~~) (38) "Rifle" means a weapon designed or redesigned, made  
5 or remade, and intended to be fired from the shoulder and designed or  
6 redesigned, made or remade, and intended to use the energy of the  
7 explosive in a fixed metallic cartridge to fire only a single  
8 projectile through a rifled bore for each single pull of the trigger.

9       (~~(38)~~) (39) "Sale" and "sell" mean the actual approval of the  
10 delivery of a firearm in consideration of payment or promise of  
11 payment.

12       (~~(39)~~) (40) "Secure gun storage" means:

13       (a) A locked box, gun safe, or other secure locked storage space  
14 that is designed to prevent unauthorized use or discharge of a  
15 firearm; and

16       (b) The act of keeping an unloaded firearm stored by such means.

17       (~~(40)~~) (41) "Semiautomatic" means any firearm which utilizes a  
18 portion of the energy of a firing cartridge to extract the fired  
19 cartridge case and chamber the next round, and which requires a  
20 separate pull of the trigger to fire each cartridge.

21       (~~(41)~~) (42) (a) "Semiautomatic assault rifle" means any rifle  
22 which utilizes a portion of the energy of a firing cartridge to  
23 extract the fired cartridge case and chamber the next round, and  
24 which requires a separate pull of the trigger to fire each cartridge.

25       (b) "Semiautomatic assault rifle" does not include antique  
26 firearms, any firearm that has been made permanently inoperable, or  
27 any firearm that is manually operated by bolt, pump, lever, or slide  
28 action.

29       (~~(42)~~) (43) "Serious offense" means any of the following  
30 felonies or a felony attempt to commit any of the following felonies,  
31 as now existing or hereafter amended:

32       (a) Any crime of violence;

33       (b) Any felony violation of the uniform controlled substances  
34 act, chapter 69.50 RCW, that is classified as a class B felony or  
35 that has a maximum term of imprisonment of at least 10 years;

36       (c) Child molestation in the second degree;

37       (d) Incest when committed against a child under age 14;

38       (e) Indecent liberties;

39       (f) Leading organized crime;

40       (g) Promoting prostitution in the first degree;

1 (h) Rape in the third degree;  
2 (i) Drive-by shooting;  
3 (j) Sexual exploitation;  
4 (k) Vehicular assault, when caused by the operation or driving of  
5 a vehicle by a person while under the influence of intoxicating  
6 liquor or any drug or by the operation or driving of a vehicle in a  
7 reckless manner;  
8 (l) Vehicular homicide, when proximately caused by the driving of  
9 any vehicle by any person while under the influence of intoxicating  
10 liquor or any drug as defined by RCW 46.61.502, or by the operation  
11 of any vehicle in a reckless manner;  
12 (m) Any other class B felony offense with a finding of sexual  
13 motivation, as "sexual motivation" is defined under RCW 9.94A.030;  
14 (n) Any other felony with a deadly weapon verdict under RCW  
15 9.94A.825;  
16 (o) Any felony offense in effect at any time prior to June 6,  
17 1996, that is comparable to a serious offense, or any federal or out-  
18 of-state conviction for an offense that under the laws of this state  
19 would be a felony classified as a serious offense;  
20 (p) Any felony conviction under RCW 9.41.115; or  
21 (q) Any felony charged under RCW 46.61.502(6) or 46.61.504(6).  
22 (~~(43)~~) (44) "Sex offense" has the same meaning as provided in  
23 RCW 9.94A.030.  
24 (~~(44)~~) (45) "Short-barreled rifle" means a rifle having one or  
25 more barrels less than 16 inches in length and any weapon made from a  
26 rifle by any means of modification if such modified weapon has an  
27 overall length of less than 26 inches.  
28 (~~(45)~~) (46) "Short-barreled shotgun" means a shotgun having one  
29 or more barrels less than 18 inches in length and any weapon made  
30 from a shotgun by any means of modification if such modified weapon  
31 has an overall length of less than 26 inches.  
32 (~~(46)~~) (47) "Shotgun" means a weapon with one or more barrels,  
33 designed or redesigned, made or remade, and intended to be fired from  
34 the shoulder and designed or redesigned, made or remade, and intended  
35 to use the energy of the explosive in a fixed shotgun shell to fire  
36 through a smooth bore either a number of ball shot or a single  
37 projectile for each single pull of the trigger.  
38 (~~(47)~~) (48) "Substance use disorder professional" means a  
39 person certified under chapter 18.205 RCW.

1        ~~((48))~~ (49) "Three-dimensional printer" means a computer-aided  
2 manufacturing device capable of producing a three-dimensional object  
3 from a three-dimensional digital model through an additive  
4 manufacturing process that involves the layering of two-dimensional  
5 cross sections formed of a resin or other material that are fused  
6 together to form a three-dimensional object.

7        (50) "Transfer" means the intended delivery of a firearm to  
8 another person without consideration of payment or promise of payment  
9 including, but not limited to, gifts and loans. "Transfer" does not  
10 include the delivery of a firearm owned or leased by an entity  
11 licensed or qualified to do business in the state of Washington to,  
12 or return of such a firearm by, any of that entity's employees or  
13 agents, defined to include volunteers participating in an honor  
14 guard, for lawful purposes in the ordinary course of business.

15        ~~((49))~~ (51) "Undetectable firearm" means any firearm that is  
16 not as detectable as 3.7 ounces of 17-4 PH stainless steel by walk-  
17 through metal detectors or magnetometers commonly used at airports or  
18 any firearm where the barrel, the slide or cylinder, or the frame or  
19 receiver of the firearm would not generate an image that accurately  
20 depicts the shape of the part when examined by the types of X-ray  
21 machines commonly used at airports.

22        ~~((50))~~ (52)(a) "Unfinished frame or receiver" means a frame or  
23 receiver that is partially complete, disassembled, or inoperable,  
24 that: (i) Has reached a stage in manufacture where it may readily be  
25 completed, assembled, converted, or restored to a functional state;  
26 or (ii) is marketed or sold to the public to become or be used as the  
27 frame or receiver of a functional firearm once finished or completed,  
28 including without limitation products marketed or sold to the public  
29 as an 80 percent frame or receiver or unfinished frame or receiver.

30        (b) For purposes of this subsection:

31        (i) "Readily" means a process that is fairly or reasonably  
32 efficient, quick, and easy, but not necessarily the most efficient,  
33 speedy, or easy process. Factors relevant in making this  
34 determination, with no single one controlling, include the following:  
35 (A) Time, i.e., how long it takes to finish the process; (B) ease,  
36 i.e., how difficult it is to do so; (C) expertise, i.e., what  
37 knowledge and skills are required; (D) equipment, i.e., what tools  
38 are required; (E) availability, i.e., whether additional parts are  
39 required, and how easily they can be obtained; (F) expense, i.e., how  
40 much it costs; (G) scope, i.e., the extent to which the subject of

1 the process must be changed to finish it; and (H) feasibility, i.e.,  
2 whether the process would damage or destroy the subject of the  
3 process, or cause it to malfunction.

4 (ii) "Partially complete," as it modifies frame or receiver,  
5 means a forging, casting, printing, extrusion, machined body, or  
6 similar article that has reached a stage in manufacture where it is  
7 clearly identifiable as an unfinished component part of a firearm.

8 ~~((51))~~ (53) "Unlicensed person" means any person who is not a  
9 licensed dealer under this chapter.

10 ~~((52))~~ (54) "Untraceable firearm" means any firearm  
11 manufactured after July 1, 2019, that is not an antique firearm and  
12 that cannot be traced by law enforcement by means of a serial number  
13 affixed to the firearm by a federal firearms manufacturer, federal  
14 firearms importer, or federal firearms dealer in compliance with all  
15 federal laws and regulations.

16 ~~((53))~~ (55) "Washington state patrol firearms background check  
17 program" means the division within the state patrol that conducts  
18 background checks for all firearm transfers and the disposition of  
19 firearms.

20 **Sec. 3.** RCW 9.41.010 and 2025 c 58 s 5064 are each amended to  
21 read as follows:

22 Unless the context clearly requires otherwise, the definitions in  
23 this section apply throughout this chapter.

24 (1) "Antique firearm" means a firearm or replica of a firearm not  
25 designed or redesigned for using rim fire or conventional center fire  
26 ignition with fixed ammunition and manufactured in or before 1898,  
27 including any matchlock, flintlock, percussion cap, or similar type  
28 of ignition system and also any firearm using fixed ammunition  
29 manufactured in or before 1898, for which ammunition is no longer  
30 manufactured in the United States and is not readily available in the  
31 ordinary channels of commercial trade.

32 (2) (a) "Assault weapon" means:

33 (i) Any of the following specific firearms regardless of which  
34 company produced and manufactured the firearm:

AK-47 in all forms
AK-74 in all forms
Algimec AGM-1 type semiautomatic

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American Arms Spectre da semiautomatic carbine
AR15, M16, or M4 in all forms
AR 180 type semiautomatic
Argentine L.S.R. semiautomatic
Australian Automatic
Auto-Ordnance Thompson M1 and 1927 semiautomatics
Barrett .50 cal light semiautomatic
Barrett .50 cal M87
Barrett .50 cal M107A1
Barrett REC7
Beretta AR70/S70 type semiautomatic
Bushmaster Carbon 15
Bushmaster ACR
Bushmaster XM-15
Bushmaster MOE
Calico models M100 and M900
CETME Sporter
CIS SR 88 type semiautomatic
Colt CAR 15
Daewoo K-1
Daewoo K-2
Dragunov semiautomatic
Fabrique Nationale FAL in all forms
Fabrique Nationale F2000
Fabrique Nationale L1A1 Sporter
Fabrique Nationale M249S
Fabrique Nationale PS90
Fabrique Nationale SCAR
FAMAS .223 semiautomatic
Galil
Heckler & Koch G3 in all forms
Heckler & Koch HK-41/91

1	Heckler & Koch HK-43/93
2	Heckler & Koch HK94A2/3
3	Heckler & Koch MP-5 in all forms
4	Heckler & Koch PSG-1
5	Heckler & Koch SL8
6	Heckler & Koch UMP
7	Manchester Arms Commando MK-45
8	Manchester Arms MK-9
9	SAR-4800
10	SIG AMT SG510 in all forms
11	SIG SG550 in all forms
12	SKS
13	Spectre M4
14	Springfield Armory BM-59
15	Springfield Armory G3
16	Springfield Armory SAR-8
17	Springfield Armory SAR-48
18	Springfield Armory SAR-3
19	Springfield Armory M-21 sniper
20	Springfield Armory M1A
21	Smith & Wesson M&P 15
22	Sterling Mk 1
23	Sterling Mk 6/7
24	Steyr AUG
25	TNW M230
26	FAMAS F11
27	Uzi 9mm carbine/rifle

28 (ii) A semiautomatic rifle that has an overall length of less  
 29 than 30 inches;

30 (iii) A conversion kit, part, or combination of parts, from which  
 31 an assault weapon can be assembled or from which a firearm can be  
 32 converted into an assault weapon if those parts are in the possession  
 33 or under the control of the same person; or

1 (iv) A semiautomatic, center fire rifle that has the capacity to  
2 accept a detachable magazine and has one or more of the following:

3 (A) A grip that is independent or detached from the stock that  
4 protrudes conspicuously beneath the action of the weapon. The  
5 addition of a fin attaching the grip to the stock does not exempt the  
6 grip if it otherwise resembles the grip found on a pistol;

7 (B) Thumbhole stock;

8 (C) Folding or telescoping stock;

9 (D) Forward pistol, vertical, angled, or other grip designed for  
10 use by the nonfiring hand to improve control;

11 (E) Flash suppressor, flash guard, flash eliminator, flash hider,  
12 sound suppressor, silencer, or any item designed to reduce the visual  
13 or audio signature of the firearm;

14 (F) Muzzle brake, recoil compensator, or any item designed to be  
15 affixed to the barrel to reduce recoil or muzzle rise;

16 (G) Threaded barrel designed to attach a flash suppressor, sound  
17 suppressor, muzzle break, or similar item;

18 (H) Grenade launcher or flare launcher; or

19 (I) A shroud that encircles either all or part of the barrel  
20 designed to shield the bearer's hand from heat, except a solid  
21 forearm of a stock that covers only the bottom of the barrel;

22 (v) A semiautomatic, center fire rifle that has a fixed magazine  
23 with the capacity to accept more than 10 rounds;

24 (vi) A semiautomatic pistol that has the capacity to accept a  
25 detachable magazine and has one or more of the following:

26 (A) A threaded barrel, capable of accepting a flash suppressor,  
27 forward handgrip, or silencer;

28 (B) A second hand grip;

29 (C) A shroud that encircles either all or part of the barrel  
30 designed to shield the bearer's hand from heat, except a solid  
31 forearm of a stock that covers only the bottom of the barrel; or

32 (D) The capacity to accept a detachable magazine at some location  
33 outside of the pistol grip;

34 (vii) A semiautomatic shotgun that has any of the following:

35 (A) A folding or telescoping stock;

36 (B) A grip that is independent or detached from the stock that  
37 protrudes conspicuously beneath the action of the weapon. The  
38 addition of a fin attaching the grip to the stock does not exempt the  
39 grip if it otherwise resembles the grip found on a pistol;

40 (C) A thumbhole stock;

1 (D) A forward pistol, vertical, angled, or other grip designed  
2 for use by the nonfiring hand to improve control;

3 (E) A fixed magazine in excess of seven rounds; or

4 (F) A revolving cylinder shotgun.

5 (b) For the purposes of this subsection, "fixed magazine" means  
6 an ammunition feeding device contained in, or permanently attached  
7 to, a firearm in such a manner that the device cannot be removed  
8 without disassembly of the firearm action.

9 (c) "Assault weapon" does not include antique firearms, any  
10 firearm that has been made permanently inoperable, or any firearm  
11 that is manually operated by bolt, pump, lever, or slide action.

12 (3) "Assemble" means to fit together component parts.

13 (4) "Barrel length" means the distance from the bolt face of a  
14 closed action down the length of the axis of the bore to the crown of  
15 the muzzle, or in the case of a barrel with attachments to the end of  
16 any legal device permanently attached to the end of the muzzle.

17 (5) "Bump-fire stock" means a butt stock designed to be attached  
18 to a semiautomatic firearm with the effect of increasing the rate of  
19 fire achievable with the semiautomatic firearm to that of a fully  
20 automatic firearm by using the energy from the recoil of the firearm  
21 to generate reciprocating action that facilitates repeated activation  
22 of the trigger.

23 (6) "Conviction" or "convicted" means, whether in an adult court  
24 or adjudicated in a juvenile court, that a plea of guilty has been  
25 accepted or a verdict of guilty has been filed, or a finding of guilt  
26 has been entered, notwithstanding the pendency of any future  
27 proceedings including, but not limited to, sentencing or disposition,  
28 posttrial or post-fact-finding motions, and appeals. "Conviction"  
29 includes a dismissal entered after a period of probation, suspension,  
30 or deferral of sentence, and also includes equivalent dispositions by  
31 courts in jurisdictions other than Washington state.

32 (7) "Crime of violence" means:

33 (a) Any of the following felonies, as now existing or hereafter  
34 amended: Any felony defined under any law as a class A felony or an  
35 attempt to commit a class A felony, criminal solicitation of or  
36 criminal conspiracy to commit a class A felony, manslaughter in the  
37 first degree, manslaughter in the second degree, indecent liberties  
38 if committed by forcible compulsion, kidnapping in the second degree,  
39 arson in the second degree, assault in the second degree, assault of  
40 a child in the second degree, extortion in the first degree, burglary

1 in the second degree, residential burglary, and robbery in the second  
2 degree;

3 (b) Any conviction for a felony offense in effect at any time  
4 prior to June 6, 1996, which is comparable to a felony classified as  
5 a crime of violence in (a) of this subsection; and

6 (c) Any federal or out-of-state conviction for an offense  
7 comparable to a felony classified as a crime of violence under (a) or  
8 (b) of this subsection.

9 (8) "Curio or relic" has the same meaning as provided in 27  
10 C.F.R. Sec. 478.11.

11 (9) "Dealer" means a person engaged in the business of selling  
12 firearms at wholesale or retail who has, or is required to have, a  
13 federal firearms license under 18 U.S.C. Sec. 923(a). A person who  
14 does not have, and is not required to have, a federal firearms  
15 license under 18 U.S.C. Sec. 923(a), is not a dealer if that person  
16 makes only occasional sales, exchanges, or purchases of firearms for  
17 the enhancement of a personal collection or for a hobby, or sells all  
18 or part of his or her personal collection of firearms.

19 (10) "Detachable magazine" means an ammunition feeding device  
20 that can be loaded or unloaded while detached from a firearm and  
21 readily inserted into a firearm.

22 (11) "Digital firearm manufacturing code" means any digital  
23 instructions in the form of computer-aided design files or other code  
24 or instructions stored and displayed in electronic format as a  
25 digital model that may be used to program a three-dimensional printer  
26 or a computer numerical control (CNC) milling machine to manufacture  
27 or produce a firearm, frame or receiver, unfinished frame or  
28 receiver, magazine, or unlawful firearm part as identified in RCW  
29 9.41.220.

30 (12) "Distribute" means to give out, provide, make available, or  
31 deliver a firearm or large capacity magazine to any person in this  
32 state, with or without consideration, whether the distributor is in-  
33 state or out-of-state. "Distribute" includes, but is not limited to,  
34 filling orders placed in this state, online or otherwise.  
35 "Distribute" also includes causing a firearm or large capacity  
36 magazine to be delivered in this state.

37 (~~(12)~~) (13) "Domestic violence" has the same meaning as  
38 provided in RCW 10.99.020.

39 (~~(13)~~) (14) "Family or household member" has the same meaning  
40 as in RCW 7.105.010.

1       (~~(14)~~) (15) "Federal firearms dealer" means a licensed dealer  
2 as defined in 18 U.S.C. Sec. 921(a)(11).

3       (~~(15)~~) (16) "Federal firearms importer" means a licensed  
4 importer as defined in 18 U.S.C. Sec. 921(a)(9).

5       (~~(16)~~) (17) "Federal firearms manufacturer" means a licensed  
6 manufacturer as defined in 18 U.S.C. Sec. 921(a)(10).

7       (~~(17)~~) (18) "Felony" means any felony offense under the laws of  
8 this state or any federal or out-of-state offense comparable to a  
9 felony offense under the laws of this state.

10       (~~(18)~~) (19) "Felony firearm offender" means a person who has  
11 previously been convicted or found not guilty by reason of insanity  
12 in this state of any felony firearm offense. A person is not a felony  
13 firearm offender under this chapter if any and all qualifying  
14 offenses have been the subject of an expungement, pardon, annulment,  
15 certificate, or rehabilitation, or other equivalent procedure based  
16 on a finding of the rehabilitation of the person convicted or a  
17 pardon, annulment, or other equivalent procedure based on a finding  
18 of innocence.

19       (~~(19)~~) (20) "Felony firearm offense" means:  
20       (a) Any felony offense that is a violation of this chapter;  
21       (b) A violation of RCW 9A.36.045;  
22       (c) A violation of RCW 9A.56.300;  
23       (d) A violation of RCW 9A.56.310;  
24       (e) Any felony offense if the offender was armed with a firearm  
25 in the commission of the offense.

26       (~~(20)~~) (21) "Firearm" means a weapon or device from which a  
27 projectile or projectiles may be fired by an explosive such as  
28 gunpowder. For the purposes of RCW 9.41.040, "firearm" also includes  
29 frames and receivers. "Firearm" does not include a flare gun or other  
30 pyrotechnic visual distress signaling device, or a powder-actuated  
31 tool or other device designed solely to be used for construction  
32 purposes.

33       (~~(21)~~) (22)(a) "Frame or receiver" means a part of a firearm  
34 that, when the complete firearm is assembled, is visible from the  
35 exterior and provides housing or a structure designed to hold or  
36 integrate one or more fire control components, even if pins or other  
37 attachments are required to connect the fire control components. Any  
38 such part identified with a serial number shall be presumed, absent  
39 an official determination by the bureau of alcohol, tobacco,

1 firearms, and explosives or other reliable evidence to the contrary,  
2 to be a frame or receiver.

3 (b) For purposes of this subsection, "fire control component"  
4 means a component necessary for the firearm to initiate, complete, or  
5 continue the firing sequence, including any of the following: Hammer,  
6 bolt, bolt carrier, breechblock, cylinder, trigger mechanism, firing  
7 pin, striker, or slide rails.

8 ~~((22))~~ (23) "Gun" has the same meaning as firearm.

9 ~~((23))~~ (24) "Import" means to move, transport, or receive an  
10 item from a place outside the territorial limits of the state of  
11 Washington to a place inside the territorial limits of the state of  
12 Washington. "Import" does not mean situations where an individual  
13 possesses a large capacity magazine or assault weapon when departing  
14 from, and returning to, Washington state, so long as the individual  
15 is returning to Washington in possession of the same large capacity  
16 magazine or assault weapon the individual transported out of state.

17 ~~((24))~~ (25) "Intimate partner" has the same meaning as provided  
18 in RCW 7.105.010.

19 ~~((25))~~ (26) "Large capacity magazine" means an ammunition  
20 feeding device with the capacity to accept more than 10 rounds of  
21 ammunition, or any conversion kit, part, or combination of parts,  
22 from which such a device can be assembled if those parts are in  
23 possession of or under the control of the same person, but shall not  
24 be construed to include any of the following:

25 (a) An ammunition feeding device that has been permanently  
26 altered so that it cannot accommodate more than 10 rounds of  
27 ammunition;

28 (b) A 22 caliber tube ammunition feeding device; or

29 (c) A tubular magazine that is contained in a lever-action  
30 firearm.

31 ~~((26))~~ (27) "Law enforcement officer" includes a general  
32 authority Washington peace officer as defined in RCW 10.93.020, or a  
33 specially commissioned Washington peace officer as defined in RCW  
34 10.93.020. "Law enforcement officer" also includes a limited  
35 authority Washington peace officer as defined in RCW 10.93.020 if  
36 such officer is duly authorized by his or her employer to carry a  
37 concealed pistol.

38 ~~((27))~~ (28) "Lawful permanent resident" has the same meaning  
39 afforded a person "lawfully admitted for permanent residence" in 8  
40 U.S.C. Sec. 1101(a)(20).

1       (~~(28)~~) (29) "Licensed collector" means a person who is  
2 federally licensed under 18 U.S.C. Sec. 923(b).

3       (~~(29)~~) (30) "Licensed dealer" means a person who is federally  
4 licensed under 18 U.S.C. Sec. 923(a).

5       (~~(30)~~) (31) "Loaded" means:

6       (a) There is a cartridge in the chamber of the firearm;

7       (b) Cartridges are in a clip that is locked in place in the  
8 firearm;

9       (c) There is a cartridge in the cylinder of the firearm, if the  
10 firearm is a revolver;

11       (d) There is a cartridge in the tube or magazine that is inserted  
12 in the action; or

13       (e) There is a ball in the barrel and the firearm is capped or  
14 primed if the firearm is a muzzle loader.

15       (~~(31)~~) (32) "Machine gun" means any firearm known as a machine  
16 gun, mechanical rifle, submachine gun, or any other mechanism or  
17 instrument not requiring that the trigger be pressed for each shot  
18 and having a reservoir clip, disc, drum, belt, or other separable  
19 mechanical device for storing, carrying, or supplying ammunition  
20 which can be loaded into the firearm, mechanism, or instrument, and  
21 fired therefrom at the rate of five or more shots per second.

22       (~~(32)~~) (33) "Manufacture" means, with respect to a firearm or  
23 large capacity magazine, the fabrication, making, formation,  
24 production, or construction of a firearm or large capacity magazine,  
25 by manual labor or by machinery.

26       (~~(33)~~) (34) "Mental health professional" means a psychiatrist,  
27 psychologist, or physician assistant working with a psychiatrist who  
28 is acting as a participating physician as defined in RCW 18.71A.010,  
29 psychiatric advanced practice registered nurse, psychiatric nurse,  
30 social worker, mental health counselor, marriage and family  
31 therapist, or such other mental health professionals as may be  
32 defined in statute or by rules adopted by the department of health  
33 pursuant to the provisions of chapter 71.05 RCW.

34       (~~(34)~~) (35) "Nonimmigrant alien" means a person defined as such  
35 in 8 U.S.C. Sec. 1101(a) (15).

36       (~~(35)~~) (36) "Person" means any individual, corporation,  
37 company, association, firm, partnership, club, organization, society,  
38 joint stock company, or other legal entity.

1       (~~(36)~~) (37) "Pistol" means any firearm with a barrel less than  
2 16 inches in length, or is designed to be held and fired by the use  
3 of a single hand.

4       (~~(37)~~) (38) "Rifle" means a weapon designed or redesigned, made  
5 or remade, and intended to be fired from the shoulder and designed or  
6 redesigned, made or remade, and intended to use the energy of the  
7 explosive in a fixed metallic cartridge to fire only a single  
8 projectile through a rifled bore for each single pull of the trigger.

9       (~~(38)~~) (39) "Sale" and "sell" mean the actual approval of the  
10 delivery of a firearm in consideration of payment or promise of  
11 payment.

12       (~~(39)~~) (40) "Secure gun storage" means:

13       (a) A locked box, gun safe, or other secure locked storage space  
14 that is designed to prevent unauthorized use or discharge of a  
15 firearm; and

16       (b) The act of keeping an unloaded firearm stored by such means.

17       (~~(40)~~) (41) "Semiautomatic" means any firearm which utilizes a  
18 portion of the energy of a firing cartridge to extract the fired  
19 cartridge case and chamber the next round, and which requires a  
20 separate pull of the trigger to fire each cartridge.

21       (~~(41)~~) (42) (a) "Semiautomatic assault rifle" means any rifle  
22 which utilizes a portion of the energy of a firing cartridge to  
23 extract the fired cartridge case and chamber the next round, and  
24 which requires a separate pull of the trigger to fire each cartridge.

25       (b) "Semiautomatic assault rifle" does not include antique  
26 firearms, any firearm that has been made permanently inoperable, or  
27 any firearm that is manually operated by bolt, pump, lever, or slide  
28 action.

29       (~~(42)~~) (43) "Serious offense" means any of the following  
30 felonies or a felony attempt to commit any of the following felonies,  
31 as now existing or hereafter amended:

32       (a) Any crime of violence;

33       (b) Any felony violation of the uniform controlled substances  
34 act, chapter 69.50 RCW, that is classified as a class B felony or  
35 that has a maximum term of imprisonment of at least 10 years;

36       (c) Child molestation in the second degree;

37       (d) Incest when committed against a child under age 14;

38       (e) Indecent liberties;

39       (f) Leading organized crime;

40       (g) Promoting prostitution in the first degree;

1 (h) Rape in the third degree;  
2 (i) Drive-by shooting;  
3 (j) Sexual exploitation;  
4 (k) Vehicular assault, when caused by the operation or driving of  
5 a vehicle by a person while under the influence of intoxicating  
6 liquor or any drug or by the operation or driving of a vehicle in a  
7 reckless manner;  
8 (l) Vehicular homicide, when proximately caused by the driving of  
9 any vehicle by any person while under the influence of intoxicating  
10 liquor or any drug as defined by RCW 46.61.502, or by the operation  
11 of any vehicle in a reckless manner;  
12 (m) Any other class B felony offense with a finding of sexual  
13 motivation, as "sexual motivation" is defined under RCW 9.94A.030;  
14 (n) Any other felony with a deadly weapon verdict under RCW  
15 9.94A.825;  
16 (o) Any felony offense in effect at any time prior to June 6,  
17 1996, that is comparable to a serious offense, or any federal or out-  
18 of-state conviction for an offense that under the laws of this state  
19 would be a felony classified as a serious offense;  
20 (p) Any felony conviction under RCW 9.41.115; or  
21 (q) Any felony charged under RCW 46.61.502(6) or 46.61.504(6).  
22 ~~((43))~~ (44) "Sex offense" has the same meaning as provided in  
23 RCW 9.94A.030.  
24 ~~((44))~~ (45) "Short-barreled rifle" means a rifle having one or  
25 more barrels less than 16 inches in length and any weapon made from a  
26 rifle by any means of modification if such modified weapon has an  
27 overall length of less than 26 inches.  
28 ~~((45))~~ (46) "Short-barreled shotgun" means a shotgun having one  
29 or more barrels less than 18 inches in length and any weapon made  
30 from a shotgun by any means of modification if such modified weapon  
31 has an overall length of less than 26 inches.  
32 ~~((46))~~ (47) "Shotgun" means a weapon with one or more barrels,  
33 designed or redesigned, made or remade, and intended to be fired from  
34 the shoulder and designed or redesigned, made or remade, and intended  
35 to use the energy of the explosive in a fixed shotgun shell to fire  
36 through a smooth bore either a number of ball shot or a single  
37 projectile for each single pull of the trigger.  
38 ~~((47))~~ (48) "Substance use disorder professional" means a  
39 person certified under chapter 18.205 RCW.

1        ~~((48))~~ (49) "Three-dimensional printer" means a computer-aided  
2 manufacturing device capable of producing a three-dimensional object  
3 from a three-dimensional digital model through an additive  
4 manufacturing process that involves the layering of two-dimensional  
5 cross sections formed of a resin or other material that are fused  
6 together to form a three-dimensional object.

7        (50) "Transfer" means the intended delivery of a firearm to  
8 another person without consideration of payment or promise of payment  
9 including, but not limited to, gifts and loans. "Transfer" does not  
10 include the delivery of a firearm owned or leased by an entity  
11 licensed or qualified to do business in the state of Washington to,  
12 or return of such a firearm by, any of that entity's employees or  
13 agents, defined to include volunteers participating in an honor  
14 guard, for lawful purposes in the ordinary course of business.

15        ~~((49))~~ (51) "Undetectable firearm" means any firearm that is  
16 not as detectable as 3.7 ounces of 17-4 PH stainless steel by walk-  
17 through metal detectors or magnetometers commonly used at airports or  
18 any firearm where the barrel, the slide or cylinder, or the frame or  
19 receiver of the firearm would not generate an image that accurately  
20 depicts the shape of the part when examined by the types of X-ray  
21 machines commonly used at airports.

22        ~~((50))~~ (52)(a) "Unfinished frame or receiver" means a frame or  
23 receiver that is partially complete, disassembled, or inoperable,  
24 that: (i) Has reached a stage in manufacture where it may readily be  
25 completed, assembled, converted, or restored to a functional state;  
26 or (ii) is marketed or sold to the public to become or be used as the  
27 frame or receiver of a functional firearm once finished or completed,  
28 including without limitation products marketed or sold to the public  
29 as an 80 percent frame or receiver or unfinished frame or receiver.

30        (b) For purposes of this subsection:

31        (i) "Readily" means a process that is fairly or reasonably  
32 efficient, quick, and easy, but not necessarily the most efficient,  
33 speedy, or easy process. Factors relevant in making this  
34 determination, with no single one controlling, include the following:  
35 (A) Time, i.e., how long it takes to finish the process; (B) ease,  
36 i.e., how difficult it is to do so; (C) expertise, i.e., what  
37 knowledge and skills are required; (D) equipment, i.e., what tools  
38 are required; (E) availability, i.e., whether additional parts are  
39 required, and how easily they can be obtained; (F) expense, i.e., how  
40 much it costs; (G) scope, i.e., the extent to which the subject of

1 the process must be changed to finish it; and (H) feasibility, i.e.,  
2 whether the process would damage or destroy the subject of the  
3 process, or cause it to malfunction.

4 (ii) "Partially complete," as it modifies frame or receiver,  
5 means a forging, casting, printing, extrusion, machined body, or  
6 similar article that has reached a stage in manufacture where it is  
7 clearly identifiable as an unfinished component part of a firearm.

8 ~~((51))~~ (53) "Unlicensed person" means any person who is not a  
9 licensed dealer under this chapter.

10 ~~((52))~~ (54) "Untraceable firearm" means any firearm  
11 manufactured after July 1, 2019, that is not an antique firearm and  
12 that cannot be traced by law enforcement by means of a serial number  
13 affixed to the firearm by a federal firearms manufacturer, federal  
14 firearms importer, or federal firearms dealer in compliance with all  
15 federal laws and regulations.

16 ~~((53))~~ (55) "Washington state patrol firearms background check  
17 program" means the division within the state patrol that conducts  
18 background checks for all firearm transfers and the disposition of  
19 firearms.

20 **Sec. 4.** RCW 9.41.190 and 2022 c 105 s 3 are each amended to read  
21 as follows:

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

24 (a) Manufacture, including by use of a three-dimensional printer,  
25 computer numerical control milling machine, or other means, or own,  
26 buy, sell, loan, furnish, transport, or have in possession or under  
27 control, any machine gun, bump-fire stock, undetectable firearm,  
28 short-barreled shotgun, or short-barreled rifle;

29 (b) Manufacture, including by use of a three-dimensional printer,  
30 computer numerical control milling machine, or other means, or own,  
31 buy, sell, loan, furnish, transport, or have in possession or under  
32 control, any part designed and intended solely and exclusively for  
33 use in a machine gun, bump-fire stock, undetectable firearm, short-  
34 barreled shotgun, or short-barreled rifle, or in converting a weapon  
35 into a machine gun, short-barreled shotgun, or short-barreled rifle;

36 (c) Assemble or repair any machine gun, bump-fire stock,  
37 undetectable firearm, short-barreled shotgun, or short-barreled  
38 rifle; or

1 (d) Manufacture, including by use of a three-dimensional printer,  
2 computer numerical control milling machine, or other means, or cause  
3 to be manufactured, assemble, or cause to be assembled, an  
4 untraceable firearm with the intent to sell the untraceable firearm.

5 (2) It is not unlawful for a person to manufacture, own, buy,  
6 sell, loan, furnish, transport, assemble, or repair, or have in  
7 possession or under control, a short-barreled rifle, or any part  
8 designed or intended solely and exclusively for use in a short-  
9 barreled rifle or in converting a weapon into a short-barreled rifle,  
10 if the person is in compliance with applicable federal law.

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

12 (a) Any peace officer in the discharge of official duty or  
13 traveling to or from official duty, or to any officer or member of  
14 the armed forces of the United States or the state of Washington in  
15 the discharge of official duty or traveling to or from official duty;  
16 or

17 (b) A person, including an employee of such person if the  
18 employee has undergone fingerprinting and a background check, who or  
19 which is exempt from or licensed under federal law, and engaged in  
20 the production, manufacture, repair, or testing of machine guns,  
21 bump-fire stocks, short-barreled shotguns, or short-barreled rifles:

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

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

26 (iii) For exportation in compliance with all applicable federal  
27 laws and regulations.

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

32 (5) Any person violating this section is guilty of a class C  
33 felony.

34 **Sec. 5.** RCW 9.41.325 and 2019 c 243 s 2 are each amended to read  
35 as follows:

36 (1) No person may knowingly or recklessly allow, facilitate, aid,  
37 or abet the manufacture or assembly of an undetectable firearm or  
38 untraceable firearm, including by distribution of digital firearm  
39 manufacturing code, by a person who: (a) Is ineligible under state or

1 federal law to possess a firearm; or (b) has signed a valid voluntary  
2 waiver of firearm rights that has not been revoked under RCW  
3 9.41.350. For purposes of this provision, the failure to conduct a  
4 background check as provided in RCW 9.41.113 shall be prima facie  
5 evidence of recklessness.

6 (2)(a) Any person violating this section is guilty of a gross  
7 misdemeanor punishable under chapter 9A.20 RCW.

8 (b) If a person previously has been found guilty under this  
9 section, then the person is guilty of a class C felony punishable  
10 under chapter 9A.20 RCW for each subsequent knowing violation of this  
11 section. A person is guilty of a separate offense for each and every  
12 firearm to which this section applies.

13 **Sec. 6.** RCW 9.41.326 and 2022 c 105 s 4 are each amended to read  
14 as follows:

15 (1) No person may manufacture, cause to be manufactured,  
16 assemble, or cause to be assembled an untraceable firearm, including  
17 by use of a three-dimensional printer, computer numerical control  
18 milling machine, or other means.

19 (2) After March 10, 2023, no person may knowingly or recklessly  
20 possess, transport, or receive an untraceable firearm, unless the  
21 party possessing, transporting, or receiving the untraceable firearm  
22 is a law enforcement agency or a federal firearms importer, federal  
23 firearms manufacturer, or federal firearms dealer.

24 (3) No person may sell, offer to sell, transfer, or purchase an  
25 untraceable firearm.

26 (4) Subsections (2) and (3) of this section do not apply to any  
27 firearm that:

28 (a) Has been rendered permanently inoperable;

29 (b) Is an antique firearm, as defined in 18 U.S.C. Sec.  
30 921(a)(16);

31 (c) Was manufactured before 1968; or

32 (d) Has been imprinted by a federal firearms dealer or other  
33 federal licensee authorized to provide marking services as provided  
34 for in RCW 9.41.328.

35 (5) No person may sell, transfer, distribute, or offer to sell  
36 digital firearm manufacturing code for a firearm to a person who is  
37 not licensed to manufacture firearms under 18 U.S.C. Sec. 923, or who  
38 is not a federal firearms dealer for the sole purpose of repairing  
39 existing firearms.

1       (6) No person may possess digital firearm manufacturing code for  
2 a firearm (a) with an intent to distribute the code to a person who  
3 is not licensed to manufacture firearms under 18 U.S.C. Sec. 923 or  
4 who is not a federal firearms dealer for the sole purpose of  
5 repairing existing firearms, or (b) with an intent to manufacture a  
6 firearm using a three-dimensional printer or computer numerical  
7 control milling machine.

8       (7)(a) Any person who violates this section commits a civil  
9 infraction and shall be assessed a monetary penalty of \$500.

10       (b) If a person previously has been found to have violated this  
11 section, then the person is guilty of a misdemeanor punishable under  
12 chapter 9A.20 RCW for each subsequent violation of this section.

13       (c) If a person previously has been found to have violated this  
14 section two or more times, then the person is guilty of a gross  
15 misdemeanor punishable under chapter 9A.20 RCW for each subsequent  
16 violation of this section.

17       (d) If a person violates this section by manufacturing, causing  
18 to be manufactured, assembling, causing to be assembled, possessing,  
19 transporting, receiving, selling, offering to sell, transferring, or  
20 purchasing three or more untraceable firearms at a time, then the  
21 person is guilty of a gross misdemeanor punishable under chapter  
22 9A.20 RCW for each violation of this section.

23       (e) A person commits a separate violation of this section for  
24 each and every firearm to which this section applies.

25       **Sec. 7.** RCW 9.41.327 and 2022 c 105 s 5 are each amended to read  
26 as follows:

27       (1) After March 10, 2023, no person may knowingly or recklessly  
28 possess, transport, or receive an unfinished frame or receiver,  
29 unless: (a) The party possessing, transporting, or receiving the  
30 unfinished frame or receiver is a law enforcement agency or a federal  
31 firearms importer, federal firearms manufacturer, or federal firearms  
32 dealer; or (b) the unfinished frame or receiver has been imprinted  
33 with a serial number issued by a federal firearms importer, federal  
34 firearms manufacturer, or federal firearms dealer.

35       (2) No person may sell, offer to sell, transfer, or purchase an  
36 unfinished frame or receiver, unless: (a) The party purchasing the  
37 unfinished frame or receiver is a federal firearms importer, federal  
38 firearms manufacturer, or federal firearms dealer; or (b) the  
39 unfinished frame or receiver has been imprinted with a serial number

1 issued by a federal firearms importer, federal firearms manufacturer,  
2 or federal firearms dealer.

3 (3) No person may sell, transfer, distribute, or offer to sell  
4 digital firearm manufacturing code for an unfinished frame or  
5 receiver to a person who is not licensed to manufacture firearms  
6 under 18 U.S.C. Sec. 923, or who is not a federal firearms dealer for  
7 the sole purpose of repairing existing firearms.

8 (4) No person may possess digital firearm manufacturing code for  
9 an unfinished frame or receiver (a) with an intent to distribute the  
10 code to a person who is not licensed to manufacture firearms under 18  
11 U.S.C. Sec. 923 or who is not a federal firearms dealer for the sole  
12 purpose of repairing existing firearms, or (b) with an intent to  
13 manufacture an unfinished frame or receiver using a three-dimensional  
14 printer or computer numerical control milling machine.

15 (5) No person may knowingly or recklessly manufacture a frame or  
16 receiver or an unfinished frame or receiver by use of a three-  
17 dimensional printer, computer numerical control milling machine, or  
18 by other means, unless the party manufacturing the frame or receiver  
19 or unfinished frame or receiver is licensed as a federal firearms  
20 manufacturer, or is a federal firearms dealer for the sole purpose of  
21 repairing existing firearms.

22 (6) Subsection (1) of this section does not apply to any  
23 unfinished frame or receiver that has been imprinted by a federal  
24 firearms dealer or other federal licensee authorized to provide  
25 marking services as provided for in RCW 9.41.328.

26 ~~((4))~~ (7) (a) Any person who violates this section commits a  
27 civil infraction and shall be assessed a monetary penalty of \$500.

28 (b) If a person previously has been found to have violated this  
29 section, then the person is guilty of a misdemeanor punishable under  
30 chapter 9A.20 RCW for each subsequent violation of this section.

31 (c) If a person previously has been found to have violated this  
32 section two or more times, then the person is guilty of a gross  
33 misdemeanor punishable under chapter 9A.20 RCW for each subsequent  
34 violation of this section.

35 (d) If a person violates this section by possessing,  
36 transporting, receiving, selling, offering to sell, transferring,  
37 ~~((e))~~ purchasing, or manufacturing three or more frames or receivers  
38 or unfinished frames or receivers at a time, then the person is  
39 guilty of a gross misdemeanor punishable under chapter 9A.20 RCW for  
40 each violation of this section.

1 (e) A person commits a separate violation of this section for  
2 each and every frame or receiver, or unfinished frame or receiver, to  
3 which this section applies.

4 NEW SECTION. **Sec. 8.** Section 2 of this act expires June 30,  
5 2027.

6 NEW SECTION. **Sec. 9.** Section 3 of this act takes effect June  
7 30, 2027.

8 NEW SECTION. **Sec. 10.** Except for section 3, this act is  
9 necessary for the immediate preservation of the public peace, health,  
10 or safety, or support of the state government and its existing public  
11 institutions, and takes effect immediately.

12 NEW SECTION. **Sec. 11.** If any provision of this act or its  
13 application to any person or circumstance is held invalid, the  
14 remainder of the act or the application of the provision to other  
15 persons or circumstances is not affected."

**ESHB 2320** - S COMM AMD

By Committee on Law & Justice

16 On page 1, line 3 of the title, after "code;" strike the  
17 remainder of the title and insert "amending RCW 9.41.010, 9.41.190,  
18 9.41.325, 9.41.326, and 9.41.327; reenacting and amending RCW  
19 9.41.010; creating a new section; providing an effective date;  
20 providing an expiration date; and declaring an emergency."

**EFFECT:** (1) Allows the digital firearm manufacturing code for a  
firearm or unfinished frame or receiver to:

(a) Be sold, transferred, distributed, and offered for sale to  
federal firearms dealers for the sole purpose of repairing existing  
firearms; and

(b) Be possessed with an intent to distribute to federal firearms  
dealers for the sole purpose of repairing existing firearms.

(2) Allows the manufacture of a frame or receiver or an  
unfinished frame or receiver by use of a three-dimensional printer,  
computer numerical control milling machine, or by other means, by a

federal firearms dealer for the sole purpose of repairing existing firearms.

--- **END** ---