

FIRST REGULAR SESSION

# HOUSE BILL NO. 956

102ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BOSLEY.

0323H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To amend chapter 407, RSMo, by adding thereto three new sections relating to the regulation of firearm ammunition, with penalty provisions.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 407, RSMo, is amended by adding thereto three new sections, to  
2 be known as sections 407.1170, 407.1171, and 407.1172, to read as follows:

**407.1170. 1. After December 31, 2023, no person or entity shall sell any firearm  
2 ammunition unless the person or entity is designated by the secretary of state as a  
3 licensed ammunition seller.**

**4 2. This section shall not apply to:**

**5 (1) A commercial hunting club, provided the ammunition is used and consumed  
6 on the premises of the club while engaged in lawful hunting activity;**

**7 (2) A domesticated game bird hunting club, provided the ammunition is used  
8 and consumed on the premises of the club while engaged in lawful hunting activity;**

**9 (3) A domesticated migratory game bird shooting club, provided the  
10 ammunition is used and consumed on the premises of the club while engaged in  
11 lawful hunting activity;**

**12 (4) A nonprofit mutual or public benefit corporation that engages in recreational  
13 shooting and lawful hunting activity, provided the ammunition is used and consumed  
14 during a shooting or hunting event conducted by the corporation;**

**15 (5) A target shooting facility that holds a business or regulatory license, provided  
16 the ammunition is kept within the facility's premises at all times and used on the  
17 premises; or**

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18           **(6) A person who sells no more than one hundred rounds of ammunition to one**  
19 **vendor in one month and who cumulatively sells no more than two hundred fifty rounds**  
20 **per year to vendors in this state.**

21           **3. The secretary of state may establish eligibility criteria for licensed**  
22 **ammunition sellers. At a minimum, a licensed ammunition seller shall not be**  
23 **prohibited by state or federal law or by a court order from possessing, receiving,**  
24 **owning, or purchasing a firearm.**

25           **4. Beginning September 1, 2023, the secretary of state shall accept applications**  
26 **for licensed ammunition sellers. The secretary of state may charge a fee sufficient to**  
27 **cover reasonable costs of issuing a license. The secretary of state shall either issue a**  
28 **license or deny an application within sixty days of receiving the application. If an**  
29 **application is denied, the secretary of state shall inform the applicant of the reason for**  
30 **denial in writing.**

31           **5. A license for a licensed ammunition seller shall be issued in a form prescribed**  
32 **by the secretary of state. Licenses shall be valid for one year and shall authorize the**  
33 **licensed ammunition seller to sell ammunition:**

34           **(1) From any location specified in the license; or**

35           **(2) At a gun show or event if the gun show or event is not conducted from any**  
36 **motorized or towed vehicle.**

37           **6. The secretary of state shall promulgate regulations to implement the**  
38 **provisions of this section. Any rule or portion of a rule, as that term is defined in section**  
39 **536.010, that is created under the authority delegated in this section shall become**  
40 **effective only if it complies with and is subject to all of the provisions of chapter 536 and,**  
41 **if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any**  
42 **of the powers vested with the general assembly pursuant to chapter 536 to review, to**  
43 **delay the effective date, or to disapprove and annul a rule are subsequently held**  
44 **unconstitutional, then the grant of rulemaking authority and any rule proposed or**  
45 **adopted after the effective date of this section shall be invalid and void.**

46           **7. Any person who sells firearm ammunition in violation of this section shall be**  
47 **guilty of a class D misdemeanor. Each individual sale shall be deemed a separate**  
48 **violation.**

**407.1171. 1. No licensed ammunition seller shall employ in a position that**  
2 **handles, sells, delivers, or has custody or control of firearms or ammunition an agent or**  
3 **employee whom the seller knows or reasonably should know is prohibited by state or**  
4 **federal law or by court order from possessing, receiving, owning, or purchasing a**  
5 **firearm or ammunition.**

6           **2. No licensed ammunition seller shall sell, offer for sale, or display for sale any**  
7 **ammunition in a manner that allows the ammunition to be accessible to a purchaser**  
8 **without the assistance of the seller or the seller's employee.**

9           **3. A violation of this section shall be a class D misdemeanor.**

**407.1172. 1. No person or entity shall supply, deliver, sell, or give possession or**  
2 **control of any firearm ammunition to a person whom the person or entity knows or has**  
3 **cause to believe is prohibited by a court order from owning, possessing, or having**  
4 **custody or control of any firearm ammunition.**

5           **2. No person or entity shall supply, deliver, sell, or give possession or control of**  
6 **any firearm ammunition to:**

7           **(1) A person whom the person or entity knows or has cause to believe is not the**  
8 **actual purchaser of the ammunition; or**

9           **(2) A person whom the person or entity knows or has cause to believe will**  
10 **subsequently sell or transfer the ammunition to a person prohibited by a court order**  
11 **from owning, possessing, or having custody or control of any firearm ammunition.**

12           **3. The sale, delivery, or transfer of firearm ammunition shall occur only in a**  
13 **face-to-face transaction with the seller, deliverer, or transferor being provided bona fide**  
14 **evidence of the identity of the purchaser or transferee. However, ammunition may be**  
15 **purchased over the internet or through other means of remote ordering if the**  
16 **ammunition is first delivered to a licensed ammunition seller in this state who verifies**  
17 **the purchaser or transferee is not prohibited by state or federal law or by court order**  
18 **from possessing, receiving, owning, or purchasing a firearm or ammunition.**

19           **4. After December 31, 2023, no resident of this state shall bring or transport into**  
20 **this state firearm ammunition that the resident purchased outside of this state unless the**  
21 **resident first has the ammunition delivered to a licensed ammunition vendor in this**  
22 **state for delivery to the resident after the vendor verifies the purchaser or transferee is**  
23 **not prohibited by state or federal law or by court order from possessing, receiving,**  
24 **owning, or purchasing a firearm or ammunition. This subsection shall not apply to:**

25           **(1) A gunsmith acting in an official capacity;**

26           **(2) A wholesaler acting in an official capacity;**

27           **(3) A federally-licensed manufacturer or importer of firearms or ammunition**  
28 **acting in an official capacity;**

29           **(4) A licensed ammunition seller;**

30           **(5) A federally-licensed collector of firearms;**

31           **(6) A law enforcement agency or agent thereof acting in an official capacity;**

32           **(7) A contract or common carrier or an authorized agent or employee thereof**  
33 **acting in an official capacity;**

34           **(8) A person who purchases the ammunition from an immediate family member,**  
35 **spouse, or registered domestic partner if the person brings or transports into this state**  
36 **no more than fifty rounds;**

37           **(9) An executor or administrator of an estate that includes ammunition;**

38           **(10) A person who was not a resident of this state when he or she acquired the**  
39 **ammunition;**

40           **(11) A hunter who purchased the ammunition for use in a lawful hunting activity**  
41 **that occurred outside this state if the person brings or transports into this state no more**  
42 **than fifty rounds; or**

43           **(12) A person who participates in an organized competitive match or league**  
44 **competition that involves the use of firearms in a match or competition sponsored by,**  
45 **conducted under the auspices of, or approved by a law enforcement agency or**  
46 **nationally- or state-recognized entity that fosters proficiency in, or promotes education**  
47 **about, firearms if the person brings or transports into this state no more than fifty**  
48 **rounds.**

49           **5. A violation of this section shall be a class B misdemeanor.**

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