

SECOND REGULAR SESSION

# HOUSE BILL NO. 1568

101ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE SHARP (36).

3203H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To amend chapter 571, RSMo, by adding thereto one new section relating to Blair's law, with penalty provisions.

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

Section A. Chapter 571, RSMo, is amended by adding thereto one new section, to be known as section 571.031, to read as follows:

**571.031. 1. This section shall be known and may be cited as "Blair's Law".**

**2. A person commits the offense of unlawful discharge of a firearm if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.**

**3. This section shall not apply if the firearm is discharged:**

**(1) As allowed by a defense of justification under chapter 563;**

**(2) On a properly supervised shooting range;**

**(3) To lawfully take wildlife during an open season established by the department of conservation. Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;**

**(4) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;**

**(5) By special permit of the chief of police of the municipality;**

**(6) As required by an animal control officer in the performance of his or her duties;**

**(7) Using blanks;**

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           **(8) More than one mile from any occupied structure;**

19           **(9) In self-defense or defense of another person against an animal attack if a**  
20 **reasonable person would believe that deadly physical force against the animal is**  
21 **immediately necessary and reasonable under the circumstances to protect oneself or the**  
22 **other person; or**

23           **(10) By law enforcement personnel, as defined in section 590.1040, or a member**  
24 **of the United States Armed Forces if acting in an official capacity.**

25           **4. A person who commits the offense of discharge of a firearm shall be guilty of:**

26           **(1) For a first offense, a class A misdemeanor;**

27           **(2) For a second offense, a class E felony; and**

28           **(3) For a third or subsequent offense, a class D felony.**

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