

1 AN ACT relating to firearms.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) "Assault weapon" means:*

6 *(a) A semiautomatic rifle that has an ability to accept a detachable magazine*
7 *and has at least one (1) of the following characteristics:*

8 *1. A folding or telescoping stock;*

9 *2. A pistol grip that protrudes conspicuously beneath the action of the*
10 *weapon;*

11 *3. A second handgrip or protruding grip that can be held by the*
12 *nontrigger hand;*

13 *4. A bayonet mount;*

14 *5. A flash suppressor, muzzle break, muzzle compensator, or threaded*
15 *barrel designed to accommodate a flash suppressor, muzzle break, or*
16 *muzzle compensator; or*

17 *6. A grenade launcher; or*

18 *(b) A semiautomatic shotgun that has at least one (1) of the following*
19 *characteristics:*

20 *1. A folding or telescoping stock;*

21 *2. A second handgrip or a protruding grip that can be held by the non-*
22 *trigger hand;*

23 *3. A fixed magazine capacity in excess of seven (7) rounds; or*

24 *4. An ability to accept a detachable magazine; or*

25 *(c) A semiautomatic pistol that has an ability to accept a detachable magazine*
26 *and has at least one (1) of the following characteristics:*

27 *1. A folding or telescoping stock;*

- 1 2. A second handgrip or a protruding grip that can be held by the
2 nontrigger hand;
- 3 3. Capacity to accept an ammunition magazine that attaches to the pistol
4 outside of the pistol grip;
- 5 4 A threaded barrel capable of accepting a barrel extender, flash
6 suppressor, forward handgrip, or silencer;
- 7 5. A shroud that is attached to, or partially or completely encircles, the
8 barrel and that permits the shooter to hold the firearm with the
9 nontrigger hand without being burned;
- 10 6. A manufactured weight of fifty (50) ounces or more when the pistol is
11 unloaded; or
- 12 7. A semiautomatic version of an automatic rifle, shotgun, or firearm; or
13 (d) A revolving cylinder shotgun.
- 14 (2) "Assault weapon" does not include:
- 15 (a) Any rifle, shotgun, or pistol that is manually operated by bolt, pump, lever,
16 or slide action, which has been rendered permanently inoperable, or which
17 is an antique firearm as defined in 18 U.S.C. sec. 921(a)(16);
- 18 (b) A semiautomatic rifle that cannot accept a detachable magazine that holds
19 more than five (5) rounds of ammunition;
- 20 (c) A semiautomatic shotgun that cannot hold more than five (5) rounds of
21 ammunition in a fixed or detachable magazine; or
- 22 (d) A rifle, shotgun, or pistol, or a replica or a duplicate thereof, specified in
23 Appendix A to 18 U.S.C. sec. 922, except that the mere fact that a weapon is
24 not listed in Appendix A shall not be construed to mean that such a weapon
25 is an assault weapon.

26 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 527 IS CREATED TO
27 READ AS FOLLOWS:

- 1 (1) A person is guilty of possession of an assault weapon when, being under the age
2 of twenty-one (21) years, he or she possesses, manufactures, or transports an
3 assault weapon as defined by Section 1 of this Act, except when the person is:
4 (a) A member of the Armed Forces of the United States; or
5 (b) A law enforcement officer as defined in KRS 15.310.
6 (2) Possession of an assault weapon by a person under twenty-one (21) years of age
7 is a Class A misdemeanor.
8 (3) No person shall knowingly sell or transfer an assault weapon to any person
9 under twenty-one (21) years of age.
10 (4) Any person who violates the provisions of subsection (3) of this section is guilty of
11 a Class D felony.