



HOUSE BILL 241: Destroy Firearm/Crime of Assault or Murder

2015-2016 General Assembly

Committee:	House Judiciary II, if favorable, Appropriations	Date:	March 31, 2015
Introduced by:	Reps. Davis, Daughtry	Prepared by:	Susan Sitze Committee Counsel
Analysis of:	First Edition		

SUMMARY: *House Bill 241 would provide that a firearm used to assault a law enforcement officer or to cause serious bodily injury or death that is seized as evidence shall be disposed of by ordering the destruction of the firearm unless the court determines that it is appropriate to return the firearm to its rightful owner.*

BILL ANALYSIS: House Bill 241 would provide that a firearm seized as evidence and used to either assault a law enforcement officer or cause bodily injury or death to any person be destroyed unless the judge, after hearing, finds it appropriate to return the firearm to its rightful owner. The firearm may only be returned to its rightful owner if the owner is not the defendant, is entitled to possession of the firearm, and was either unlawfully deprived of the firearm or had no knowledge or reasonable belief of the defendant's intention to use the firearm unlawfully.

EFFECTIVE DATE: This act becomes effective December 1, 2015, and applies to petitions to dispose of firearms submitted on or after that date.

O. Walker Reagan
Director



Research Division
(919) 733-2578