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HOUSE BILL NO. 1306

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Public Safety

on _____)

(Patron Prior to Substitute--Delegate Simon)

A BILL to amend and reenact § 18.2-311.1 of the Code of Virginia, relating to removing, altering, etc., serial number on firearm; selling, giving, etc., or possessing firearm with removed, altered, etc., serial number; penalty.

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-311.1 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-311.1. Removing, altering, etc., serial number or other identification on firearm; distributing or possessing firearm without serial number.

~~Any A. It is unlawful for any person, firm, association, or corporation who or which~~ to intentionally removes, defaces, alters, changes, destroys or obliterates ~~remove, alter, change, destroy, or obliterate~~ in any manner or way ~~or who or which causes~~ to cause to be removed, ~~defaced,~~ altered, changed, destroyed, or obliterated in any manner or way the name of the maker, model, manufacturer's or serial number, or any other ~~mark or~~ identification required by federal law on any pistol, shotgun, rifle, machine gun, or any other firearm ~~shall be guilty of.~~ A violation of this subsection is a Class 1 misdemeanor.

B. It is unlawful for any person, firm, association, or corporation to knowingly possess any pistol, shotgun, rifle, machine gun, or any other firearm that has a serial number that has been removed, altered, changed, destroyed, or obliterated in any manner. A violation of this subsection is a Class 1 misdemeanor.

C. It is unlawful for any person, firm, association, or corporation to knowingly sell, give, or distribute any pistol, shotgun, rifle, machine gun, or any other firearm that has a serial number that has been removed, altered, changed, destroyed, or obliterated in any manner. A violation of this subsection is a Class 1 misdemeanor.

26 **2. That the provisions of this act may result in a net increase in periods of imprisonment or**
27 **commitment. Pursuant to § 30-19.1:4 of the Code of Virginia, the estimated amount of the necessary**
28 **appropriation is _____ for periods of imprisonment in state adult correctional facilities;**
29 **therefore, Chapter 552 of the Acts of Assembly of 2021, Special Session I, requires the Virginia**
30 **Criminal Sentencing Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-**
31 **19.1:4 of the Code of Virginia, the estimated amount of the necessary appropriation is _____ for**
32 **periods of commitment to the custody of the Department of Juvenile Justice.**

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