

SENATE BILL NO. 643

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Finance and Appropriations

on _____)

(Patron Prior to Substitute--Senator Ebbin)

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~~ 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 any other 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 6 felony.

D. The provisions of this section shall not apply to antique firearms as defined in § 18.2-308.2:2.

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

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