
HOUSE BILL 1872

State of Washington

69th Legislature

2025 Regular Session

By Representatives Marshall, Dufault, Abbarno, Abell, Dent, Corry, Engell, Burnett, Walsh, Schmidt, Barkis, and Ley

Read first time 02/06/25. Referred to Committee on Civil Rights & Judiciary.

1 AN ACT Relating to firearms; amending RCW 9.41.092, 9.41.390, and
2 9.41.370; reenacting and amending RCW 9.41.010; and creating a new
3 section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **PART I**
6 **INTENT**

7 NEW SECTION. **Sec. 1.** The legislature acknowledges that the
8 Washington state Constitution guarantees a higher level of protection
9 for our civil liberties than does our federal Constitution. Article
10 I, section 3 guarantees that "No person shall be deprived of life,
11 liberty, or property, without due process of law."

12 Moreover, Article I, section 7 states that "No person shall be
13 disturbed in his private affairs, or his home invaded, without
14 authority of law," and Article I, section 24 provides that "The right
15 of the individual citizen to bear arms in defense of himself, or the
16 state, shall not be impaired."

17 Furthermore, the legislature finds that reasonable exemptions
18 from restrictions on firearms rights promote the safe and responsible
19 use of firearms. The legislature also finds that by expanding
20 exemptions from restrictions on firearms rights for persons providing

1 safety classes or engaging in shooting sports, current and retired
2 peace officers, active duty military personnel, veterans, and valid
3 concealed pistol license holders, all contribute to creating safer
4 communities.

5 Lastly, the legislature concludes that expanding exemptions from
6 restrictions on access to so-called excess capacity magazines and
7 assault weapons, and exempting certain individuals from current law
8 background check waiting periods, who have already been subject to
9 background checks, will serve to promote respect for the appropriate
10 storage, maintenance, handling, and use of firearms, by a well-
11 trained citizenry.

12 **PART II**
13 **DEFINED TERMS**

14 **Sec. 2.** RCW 9.41.010 and 2024 c 289 s 1 and 2024 c 62 s 32 are
15 each reenacted and amended to read as follows:

16 Unless the context clearly requires otherwise, the definitions in
17 this section apply throughout this chapter.

18 (1) "Antique firearm" means a firearm or replica of a firearm not
19 designed or redesigned for using rim fire or conventional center fire
20 ignition with fixed ammunition and manufactured in or before 1898,
21 including any matchlock, flintlock, percussion cap, or similar type
22 of ignition system and also any firearm using fixed ammunition
23 manufactured in or before 1898, for which ammunition is no longer
24 manufactured in the United States and is not readily available in the
25 ordinary channels of commercial trade.

26 (2) (a) "Assault weapon" means:

27 (i) Any of the following specific firearms regardless of which
28 company produced and manufactured the firearm:

AK-47 in all forms
AK-74 in all forms
Algimec AGM-1 type semiautomatic
American Arms Spectre da semiautomatic carbine
AR15, M16, or M4 in all forms
AR 180 type semiautomatic
Argentine L.S.R. semiautomatic

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Australian Automatic
Auto-Ordnance Thompson M1 and 1927 semiautomatics
Barrett .50 cal light semiautomatic
Barrett .50 cal M87
Barrett .50 cal M107A1
Barrett REC7
Beretta AR70/S70 type semiautomatic
Bushmaster Carbon 15
Bushmaster ACR
Bushmaster XM-15
Bushmaster MOE
Calico models M100 and M900
CETME Sporter
CIS SR 88 type semiautomatic
Colt CAR 15
Daewoo K-1
Daewoo K-2
Dragunov semiautomatic
Fabrique Nationale FAL in all forms
Fabrique Nationale F2000
Fabrique Nationale L1A1 Sporter
Fabrique Nationale M249S
Fabrique Nationale PS90
Fabrique Nationale SCAR
FAMAS .223 semiautomatic
Galil
Heckler & Koch G3 in all forms
Heckler & Koch HK-41/91
Heckler & Koch HK-43/93
Heckler & Koch HK94A2/3
Heckler & Koch MP-5 in all forms
Heckler & Koch PSG-1

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Heckler & Koch SL8
Heckler & Koch UMP
Manchester Arms Commando MK-45
Manchester Arms MK-9
SAR-4800
SIG AMT SG510 in all forms
SIG SG550 in all forms
SKS
Spectre M4
Springfield Armory BM-59
Springfield Armory G3
Springfield Armory SAR-8
Springfield Armory SAR-48
Springfield Armory SAR-3
Springfield Armory M-21 sniper
Springfield Armory M1A
Smith & Wesson M&P 15
Sterling Mk 1
Sterling Mk 6/7
Steyr AUG
TNW M230
FAMAS F11
Uzi 9mm carbine/rifle

24 (ii) A semiautomatic rifle that has an overall length of less
25 than 30 inches;

26 (iii) A conversion kit, part, or combination of parts, from which
27 an assault weapon can be assembled or from which a firearm can be
28 converted into an assault weapon if those parts are in the possession
29 or under the control of the same person; or

30 (iv) A semiautomatic, center fire rifle that has the capacity to
31 accept a detachable magazine and has one or more of the following:

32 (A) A grip that is independent or detached from the stock that
33 protrudes conspicuously beneath the action of the weapon. The

1 addition of a fin attaching the grip to the stock does not exempt the
2 grip if it otherwise resembles the grip found on a pistol;

3 (B) Thumbhole stock;

4 (C) Folding or telescoping stock;

5 (D) Forward pistol, vertical, angled, or other grip designed for
6 use by the nonfiring hand to improve control;

7 (E) Flash suppressor, flash guard, flash eliminator, flash hider,
8 sound suppressor, silencer, or any item designed to reduce the visual
9 or audio signature of the firearm;

10 (F) Muzzle brake, recoil compensator, or any item designed to be
11 affixed to the barrel to reduce recoil or muzzle rise;

12 (G) Threaded barrel designed to attach a flash suppressor, sound
13 suppressor, muzzle break, or similar item;

14 (H) Grenade launcher or flare launcher; or

15 (I) A shroud that encircles either all or part of the barrel
16 designed to shield the bearer's hand from heat, except a solid
17 forearm of a stock that covers only the bottom of the barrel;

18 (v) A semiautomatic, center fire rifle that has a fixed magazine
19 with the capacity to accept more than 10 rounds;

20 (vi) A semiautomatic pistol that has the capacity to accept a
21 detachable magazine and has one or more of the following:

22 (A) A threaded barrel, capable of accepting a flash suppressor,
23 forward handgrip, or silencer;

24 (B) A second hand grip;

25 (C) A shroud that encircles either all or part of the barrel
26 designed to shield the bearer's hand from heat, except a solid
27 forearm of a stock that covers only the bottom of the barrel; or

28 (D) The capacity to accept a detachable magazine at some location
29 outside of the pistol grip;

30 (vii) A semiautomatic shotgun that has any of the following:

31 (A) A folding or telescoping stock;

32 (B) A grip that is independent or detached from the stock that
33 protrudes conspicuously beneath the action of the weapon. The
34 addition of a fin attaching the grip to the stock does not exempt the
35 grip if it otherwise resembles the grip found on a pistol;

36 (C) A thumbhole stock;

37 (D) A forward pistol, vertical, angled, or other grip designed
38 for use by the nonfiring hand to improve control;

39 (E) A fixed magazine in excess of seven rounds; or

40 (F) A revolving cylinder shotgun.

1 (b) For the purposes of this subsection, "fixed magazine" means
2 an ammunition feeding device contained in, or permanently attached
3 to, a firearm in such a manner that the device cannot be removed
4 without disassembly of the firearm action.

5 (c) "Assault weapon" does not include antique firearms, any
6 firearm that has been made permanently inoperable, or any firearm
7 that is manually operated by bolt, pump, lever, or slide action.

8 (3) "Assemble" means to fit together component parts.

9 (4) "Authorized individual" means any:

10 (a) Person who holds a current concealed pistol license pursuant
11 to RCW 9.41.070;

12 (b) Current or retired law enforcement officer;

13 (c) Current or retired federal peace officer as defined in RCW
14 10.93.020;

15 (d) Retired qualified law enforcement officer, as defined in 18
16 U.S.C. Sec. 926B, who holds a law enforcement officers safety act
17 (LEOSA) identification card as provided for in 18 U.S.C. Sec. 926B;

18 (e) Current or retired United States armed services personnel;

19 (f) Shooting sports instructor certified by any recognized
20 organization whose primary purpose is the training and certification
21 of shooting sports instructors based on excellence in all areas of
22 shooting sports instruction; or

23 (g) Rifle or pistol range instructor certified by the criminal
24 justice training commission.

25 (5) "Barrel length" means the distance from the bolt face of a
26 closed action down the length of the axis of the bore to the crown of
27 the muzzle, or in the case of a barrel with attachments to the end of
28 any legal device permanently attached to the end of the muzzle.

29 ~~((+5))~~ (6) "Bump-fire stock" means a butt stock designed to be
30 attached to a semiautomatic firearm with the effect of increasing the
31 rate of fire achievable with the semiautomatic firearm to that of a
32 fully automatic firearm by using the energy from the recoil of the
33 firearm to generate reciprocating action that facilitates repeated
34 activation of the trigger.

35 ~~((+6))~~ (7) "Conviction" or "convicted" means, whether in an
36 adult court or adjudicated in a juvenile court, that a plea of guilty
37 has been accepted or a verdict of guilty has been filed, or a finding
38 of guilt has been entered, notwithstanding the pendency of any future
39 proceedings including, but not limited to, sentencing or disposition,
40 posttrial or post-fact-finding motions, and appeals. "Conviction"

1 includes a dismissal entered after a period of probation, suspension,
2 or deferral of sentence, and also includes equivalent dispositions by
3 courts in jurisdictions other than Washington state.

4 ~~((7))~~ (8) "Crime of violence" means:

5 (a) Any of the following felonies, as now existing or hereafter
6 amended: Any felony defined under any law as a class A felony or an
7 attempt to commit a class A felony, criminal solicitation of or
8 criminal conspiracy to commit a class A felony, manslaughter in the
9 first degree, manslaughter in the second degree, indecent liberties
10 if committed by forcible compulsion, kidnapping in the second degree,
11 arson in the second degree, assault in the second degree, assault of
12 a child in the second degree, extortion in the first degree, burglary
13 in the second degree, residential burglary, and robbery in the second
14 degree;

15 (b) Any conviction for a felony offense in effect at any time
16 prior to June 6, 1996, which is comparable to a felony classified as
17 a crime of violence in (a) of this subsection; and

18 (c) Any federal or out-of-state conviction for an offense
19 comparable to a felony classified as a crime of violence under (a) or
20 (b) of this subsection.

21 ~~((8))~~ (9) "Curio or relic" has the same meaning as provided in
22 27 C.F.R. Sec. 478.11.

23 ~~((9))~~ (10) "Dealer" means a person engaged in the business of
24 selling firearms at wholesale or retail who has, or is required to
25 have, a federal firearms license under 18 U.S.C. Sec. 923(a). A
26 person who does not have, and is not required to have, a federal
27 firearms license under 18 U.S.C. Sec. 923(a), is not a dealer if that
28 person makes only occasional sales, exchanges, or purchases of
29 firearms for the enhancement of a personal collection or for a hobby,
30 or sells all or part of his or her personal collection of firearms.

31 ~~((10))~~ (11) "Detachable magazine" means an ammunition feeding
32 device that can be loaded or unloaded while detached from a firearm
33 and readily inserted into a firearm.

34 ~~((11))~~ (12) "Distribute" means to give out, provide, make
35 available, or deliver a firearm or large capacity magazine to any
36 person in this state, with or without consideration, whether the
37 distributor is in-state or out-of-state. "Distribute" includes, but
38 is not limited to, filling orders placed in this state, online or
39 otherwise. "Distribute" also includes causing a firearm or large
40 capacity magazine to be delivered in this state.

1 ~~((12))~~ (13) "Domestic violence" has the same meaning as
2 provided in RCW 10.99.020.

3 ~~((13))~~ (14) "Family or household member" has the same meaning
4 as in RCW 7.105.010.

5 ~~((14))~~ (15) "Federal firearms dealer" means a licensed dealer
6 as defined in 18 U.S.C. Sec. 921(a)(11).

7 ~~((15))~~ (16) "Federal firearms importer" means a licensed
8 importer as defined in 18 U.S.C. Sec. 921(a)(9).

9 ~~((16))~~ (17) "Federal firearms manufacturer" means a licensed
10 manufacturer as defined in 18 U.S.C. Sec. 921(a)(10).

11 ~~((17))~~ (18) "Felony" means any felony offense under the laws of
12 this state or any federal or out-of-state offense comparable to a
13 felony offense under the laws of this state.

14 ~~((18))~~ (19) "Felony firearm offender" means a person who has
15 previously been convicted or found not guilty by reason of insanity
16 in this state of any felony firearm offense. A person is not a felony
17 firearm offender under this chapter if any and all qualifying
18 offenses have been the subject of an expungement, pardon, annulment,
19 certificate, or rehabilitation, or other equivalent procedure based
20 on a finding of the rehabilitation of the person convicted or a
21 pardon, annulment, or other equivalent procedure based on a finding
22 of innocence.

23 ~~((19))~~ (20) "Felony firearm offense" means:

24 (a) Any felony offense that is a violation of this chapter;

25 (b) A violation of RCW 9A.36.045;

26 (c) A violation of RCW 9A.56.300;

27 (d) A violation of RCW 9A.56.310;

28 (e) Any felony offense if the offender was armed with a firearm
29 in the commission of the offense.

30 ~~((20))~~ (21) "Firearm" means a weapon or device from which a
31 projectile or projectiles may be fired by an explosive such as
32 gunpowder. For the purposes of RCW 9.41.040, "firearm" also includes
33 frames and receivers. "Firearm" does not include a flare gun or other
34 pyrotechnic visual distress signaling device, or a powder-actuated
35 tool or other device designed solely to be used for construction
36 purposes.

37 ~~((21))~~ (22)(a) "Frame or receiver" means a part of a firearm
38 that, when the complete firearm is assembled, is visible from the
39 exterior and provides housing or a structure designed to hold or
40 integrate one or more fire control components, even if pins or other

1 attachments are required to connect the fire control components. Any
2 such part identified with a serial number shall be presumed, absent
3 an official determination by the bureau of alcohol, tobacco,
4 firearms, and explosives or other reliable evidence to the contrary,
5 to be a frame or receiver.

6 (b) For purposes of this subsection, "fire control component"
7 means a component necessary for the firearm to initiate, complete, or
8 continue the firing sequence, including any of the following: Hammer,
9 bolt, bolt carrier, breechblock, cylinder, trigger mechanism, firing
10 pin, striker, or slide rails.

11 ~~((22))~~ (23) "Gun" has the same meaning as firearm.

12 ~~((23))~~ (24) "Import" means to move, transport, or receive an
13 item from a place outside the territorial limits of the state of
14 Washington to a place inside the territorial limits of the state of
15 Washington. "Import" does not mean situations where an individual
16 possesses a large capacity magazine or assault weapon when departing
17 from, and returning to, Washington state, so long as the individual
18 is returning to Washington in possession of the same large capacity
19 magazine or assault weapon the individual transported out of state.

20 ~~((24))~~ (25) "Intimate partner" has the same meaning as provided
21 in RCW 7.105.010.

22 ~~((25))~~ (26) "Large capacity magazine" means an ammunition
23 feeding device with the capacity to accept more than 10 rounds of
24 ammunition, or any conversion kit, part, or combination of parts,
25 from which such a device can be assembled if those parts are in
26 possession of or under the control of the same person, but shall not
27 be construed to include any of the following:

28 (a) An ammunition feeding device that has been permanently
29 altered so that it cannot accommodate more than 10 rounds of
30 ammunition;

31 (b) A 22 caliber tube ammunition feeding device; ~~((or))~~

32 (c) A tubular magazine that is contained in a lever-action
33 firearm; or

34 (d) An ammunition feeding device offered or available as standard
35 equipment for a particular firearm directly from a firearm's
36 manufacturer.

37 ~~((26))~~ (27) "Law enforcement officer" includes a general
38 authority Washington peace officer as defined in RCW 10.93.020, or a
39 specially commissioned Washington peace officer as defined in RCW
40 10.93.020. "Law enforcement officer" also includes a limited

1 authority Washington peace officer as defined in RCW 10.93.020 if
2 such officer is duly authorized by his or her employer to carry a
3 concealed pistol.

4 ~~((27))~~ (28) "Lawful permanent resident" has the same meaning
5 afforded a person "lawfully admitted for permanent residence" in 8
6 U.S.C. Sec. 1101(a)(20).

7 ~~((28))~~ (29) "Licensed collector" means a person who is
8 federally licensed under 18 U.S.C. Sec. 923(b).

9 ~~((29))~~ (30) "Licensed dealer" means a person who is federally
10 licensed under 18 U.S.C. Sec. 923(a).

11 ~~((30))~~ (31) "Loaded" means:

12 (a) There is a cartridge in the chamber of the firearm;

13 (b) Cartridges are in a clip that is locked in place in the
14 firearm;

15 (c) There is a cartridge in the cylinder of the firearm, if the
16 firearm is a revolver;

17 (d) There is a cartridge in the tube or magazine that is inserted
18 in the action; or

19 (e) There is a ball in the barrel and the firearm is capped or
20 primed if the firearm is a muzzle loader.

21 ~~((31))~~ (32) "Machine gun" means any firearm known as a machine
22 gun, mechanical rifle, submachine gun, or any other mechanism or
23 instrument not requiring that the trigger be pressed for each shot
24 and having a reservoir clip, disc, drum, belt, or other separable
25 mechanical device for storing, carrying, or supplying ammunition
26 which can be loaded into the firearm, mechanism, or instrument, and
27 fired therefrom at the rate of five or more shots per second.

28 ~~((32))~~ (33) "Manufacture" means, with respect to a firearm or
29 large capacity magazine, the fabrication, making, formation,
30 production, or construction of a firearm or large capacity magazine,
31 by manual labor or by machinery.

32 ~~((33))~~ (34) "Mental health professional" means a psychiatrist,
33 psychologist, or physician assistant working with a psychiatrist who
34 is acting as a participating physician as defined in RCW 18.71A.010,
35 psychiatric advanced practice registered nurse (~~(practitioner)~~),
36 psychiatric nurse, social worker, mental health counselor, marriage
37 and family therapist, or such other mental health professionals as
38 may be defined in statute or by rules adopted by the department of
39 health pursuant to the provisions of chapter 71.05 RCW.

1 (~~(34)~~) (35) "Nonimmigrant alien" means a person defined as such
2 in 8 U.S.C. Sec. 1101(a) (15).

3 (~~(35)~~) (36) "Person" means any individual, corporation,
4 company, association, firm, partnership, club, organization, society,
5 joint stock company, or other legal entity.

6 (~~(36)~~) (37) "Pistol" means any firearm with a barrel less than
7 16 inches in length, or is designed to be held and fired by the use
8 of a single hand.

9 (~~(37)~~) (38) "Rifle" means a weapon designed or redesigned, made
10 or remade, and intended to be fired from the shoulder and designed or
11 redesigned, made or remade, and intended to use the energy of the
12 explosive in a fixed metallic cartridge to fire only a single
13 projectile through a rifled bore for each single pull of the trigger.

14 (~~(38)~~) (39) "Sale" and "sell" mean the actual approval of the
15 delivery of a firearm in consideration of payment or promise of
16 payment.

17 (~~(39)~~) (40) "Secure gun storage" means:

18 (a) A locked box, gun safe, or other secure locked storage space
19 that is designed to prevent unauthorized use or discharge of a
20 firearm; and

21 (b) The act of keeping an unloaded firearm stored by such means.

22 (~~(40)~~) (41) "Semiautomatic" means any firearm which utilizes a
23 portion of the energy of a firing cartridge to extract the fired
24 cartridge case and chamber the next round, and which requires a
25 separate pull of the trigger to fire each cartridge.

26 (~~(41)~~) (42) (a) "Semiautomatic assault rifle" means any rifle
27 which utilizes a portion of the energy of a firing cartridge to
28 extract the fired cartridge case and chamber the next round, and
29 which requires a separate pull of the trigger to fire each cartridge.

30 (b) "Semiautomatic assault rifle" does not include antique
31 firearms, any firearm that has been made permanently inoperable, or
32 any firearm that is manually operated by bolt, pump, lever, or slide
33 action.

34 (~~(42)~~) (43) "Serious offense" means any of the following
35 felonies or a felony attempt to commit any of the following felonies,
36 as now existing or hereafter amended:

37 (a) Any crime of violence;

38 (b) Any felony violation of the uniform controlled substances
39 act, chapter 69.50 RCW, that is classified as a class B felony or
40 that has a maximum term of imprisonment of at least 10 years;

1 (c) Child molestation in the second degree;
2 (d) Incest when committed against a child under age 14;
3 (e) Indecent liberties;
4 (f) Leading organized crime;
5 (g) Promoting prostitution in the first degree;
6 (h) Rape in the third degree;
7 (i) Drive-by shooting;
8 (j) Sexual exploitation;
9 (k) Vehicular assault, when caused by the operation or driving of
10 a vehicle by a person while under the influence of intoxicating
11 liquor or any drug or by the operation or driving of a vehicle in a
12 reckless manner;
13 (l) Vehicular homicide, when proximately caused by the driving of
14 any vehicle by any person while under the influence of intoxicating
15 liquor or any drug as defined by RCW 46.61.502, or by the operation
16 of any vehicle in a reckless manner;
17 (m) Any other class B felony offense with a finding of sexual
18 motivation, as "sexual motivation" is defined under RCW 9.94A.030;
19 (n) Any other felony with a deadly weapon verdict under RCW
20 9.94A.825;
21 (o) Any felony offense in effect at any time prior to June 6,
22 1996, that is comparable to a serious offense, or any federal or out-
23 of-state conviction for an offense that under the laws of this state
24 would be a felony classified as a serious offense;
25 (p) Any felony conviction under RCW 9.41.115; or
26 (q) Any felony charged under RCW 46.61.502(6) or 46.61.504(6).
27 (~~(43)~~) (44) "Sex offense" has the same meaning as provided in
28 RCW 9.94A.030.
29 (~~(44)~~) (45) "Short-barreled rifle" means a rifle having one or
30 more barrels less than 16 inches in length and any weapon made from a
31 rifle by any means of modification if such modified weapon has an
32 overall length of less than 26 inches.
33 (~~(45)~~) (46) "Short-barreled shotgun" means a shotgun having one
34 or more barrels less than 18 inches in length and any weapon made
35 from a shotgun by any means of modification if such modified weapon
36 has an overall length of less than 26 inches.
37 (~~(46)~~) (47) "Shotgun" means a weapon with one or more barrels,
38 designed or redesigned, made or remade, and intended to be fired from
39 the shoulder and designed or redesigned, made or remade, and intended
40 to use the energy of the explosive in a fixed shotgun shell to fire

1 through a smooth bore either a number of ball shot or a single
2 projectile for each single pull of the trigger.

3 ~~((47))~~ (48) "Substance use disorder professional" means a
4 person certified under chapter 18.205 RCW.

5 ~~((48))~~ (49) "Transfer" means the intended delivery of a firearm
6 to another person without consideration of payment or promise of
7 payment including, but not limited to, gifts and loans. "Transfer"
8 does not include the delivery of a firearm owned or leased by an
9 entity licensed or qualified to do business in the state of
10 Washington to, or return of such a firearm by, any of that entity's
11 employees or agents, defined to include volunteers participating in
12 an honor guard, for lawful purposes in the ordinary course of
13 business.

14 ~~((49))~~ (50) "Undetectable firearm" means any firearm that is
15 not as detectable as 3.7 ounces of 17-4 PH stainless steel by walk-
16 through metal detectors or magnetometers commonly used at airports or
17 any firearm where the barrel, the slide or cylinder, or the frame or
18 receiver of the firearm would not generate an image that accurately
19 depicts the shape of the part when examined by the types of X-ray
20 machines commonly used at airports.

21 ~~((50))~~ (51)(a) "Unfinished frame or receiver" means a frame or
22 receiver that is partially complete, disassembled, or inoperable,
23 that: (i) Has reached a stage in manufacture where it may readily be
24 completed, assembled, converted, or restored to a functional state;
25 or (ii) is marketed or sold to the public to become or be used as the
26 frame or receiver of a functional firearm once finished or completed,
27 including without limitation products marketed or sold to the public
28 as an 80 percent frame or receiver or unfinished frame or receiver.

29 (b) For purposes of this subsection:

30 (i) "Readily" means a process that is fairly or reasonably
31 efficient, quick, and easy, but not necessarily the most efficient,
32 speedy, or easy process. Factors relevant in making this
33 determination, with no single one controlling, include the following:
34 (A) Time, i.e., how long it takes to finish the process; (B) ease,
35 i.e., how difficult it is to do so; (C) expertise, i.e., what
36 knowledge and skills are required; (D) equipment, i.e., what tools
37 are required; (E) availability, i.e., whether additional parts are
38 required, and how easily they can be obtained; (F) expense, i.e., how
39 much it costs; (G) scope, i.e., the extent to which the subject of
40 the process must be changed to finish it; and (H) feasibility, i.e.,

1 whether the process would damage or destroy the subject of the
2 process, or cause it to malfunction.

3 (ii) "Partially complete," as it modifies frame or receiver,
4 means a forging, casting, printing, extrusion, machined body, or
5 similar article that has reached a stage in manufacture where it is
6 clearly identifiable as an unfinished component part of a firearm.

7 ~~((51))~~ (52) "Unlicensed person" means any person who is not a
8 licensed dealer under this chapter.

9 ~~((52))~~ (53) "Untraceable firearm" means any firearm
10 manufactured after July 1, 2019, that is not an antique firearm and
11 that cannot be traced by law enforcement by means of a serial number
12 affixed to the firearm by a federal firearms manufacturer, federal
13 firearms importer, or federal firearms dealer in compliance with all
14 federal laws and regulations.

15 ~~((53))~~ (54) "Washington state patrol firearms background check
16 program" means the division within the state patrol that conducts
17 background checks for all firearm transfers and the disposition of
18 firearms.

19 **PART III**
20 **WAITING PERIODS**

21 **Sec. 3.** RCW 9.41.092 and 2023 c 161 s 4 are each amended to read
22 as follows:

23 Except as otherwise provided in this chapter, a licensed dealer
24 may not deliver any firearm to a purchaser or transferee until:

25 (1) The results of all required background checks are known and
26 the purchaser or transferee (a) is not prohibited from owning or
27 possessing a firearm under federal or state law and (b) does not have
28 a voluntary waiver of firearm rights currently in effect; ~~(and)~~

29 (2) (a) Ten business days have elapsed from the date the licensed
30 dealer requested the background check; and

31 (b) (a) of this subsection does not apply to any authorized
32 individual.

33 **PART IV**
34 **ASSAULT WEAPONS**

35 **Sec. 4.** RCW 9.41.390 and 2023 c 162 s 3 are each amended to read
36 as follows:

1 (1) No person in this state may manufacture, import, distribute,
2 sell, or offer for sale any assault weapon, except as authorized in
3 this section.

4 (2) Subsection (1) of this section does not apply to any of the
5 following:

6 (a) The manufacture, importation, distribution, offer for sale,
7 or sale of an assault weapon by a licensed firearms manufacturer for
8 the purposes of sale to any branch of the armed forces of the United
9 States or the state of Washington, or to any law enforcement agency
10 for use by that agency or its employees (~~for law enforcement~~
11 ~~purposes~~), or to any authorized individual, or to a person who does
12 not reside in this state;

13 (b) The importation, distribution, offer for sale, or sale of an
14 assault weapon by a dealer that is properly licensed under federal
15 and state law for the purpose of sale to any branch of the armed
16 forces of the United States or the state of Washington, or to a law
17 enforcement agency in this state for use by that agency or its
18 employees (~~for law enforcement purposes~~), or to any authorized
19 individual;

20 (c) The distribution, offer for sale, or sale of an assault
21 weapon to or by a dealer that is properly licensed under federal and
22 state law where the dealer acquires the assault weapon from an
23 individual legally authorized to possess or transfer the assault
24 weapon for the purpose of selling or transferring the assault weapon
25 to a person who does not reside in this state. The purpose of this
26 section is to allow individuals who no longer wish to own an assault
27 weapon to sell their assault weapon and is not intended to allow
28 Washington dealers to purchase assault weapons wholesale for the
29 purpose of selling a stock or inventory of assault weapons online or
30 in person to nonresidents;

31 (d) The out-of-state sale or transfer of the existing stock of
32 assault weapons owned by a licensed dealer that was acquired prior to
33 January 1, 2023, for the limited period of 90 days after April 25,
34 2023; or

35 (e) The receipt of an assault weapon by a person who, on or after
36 April 25, 2023, acquires possession of the assault weapon by
37 operation of law upon the death of the former owner who was in legal
38 possession of the assault weapon, provided the person in possession
39 of the assault weapon can establish such provenance. Receipt under
40 this subsection (2)(e) is not "distribution" under this chapter. A

1 person who legally receives an assault weapon under this subsection
2 (2)(e) may not sell or transfer the assault weapon to any other
3 person in this state other than to a licensed dealer, to a federally
4 licensed gunsmith for the purpose of service or repair, or to a law
5 enforcement agency for the purpose of permanently relinquishing the
6 assault weapon.

7 (3) For the purposes of this section, "law enforcement agency"
8 means any (a) general authority Washington law enforcement agency as
9 defined in RCW 10.93.020; (b) limited authority Washington law
10 enforcement agency as defined in RCW 10.93.020; or (c) equivalent
11 federal, state, or local law enforcement agency in the United States.

12 (4) A person who violates this section is guilty of a gross
13 misdemeanor.

14 **PART V**
15 **LARGE CAPACITY MAGAZINES**

16 **Sec. 5.** RCW 9.41.370 and 2022 c 104 s 3 are each amended to read
17 as follows:

18 (1) No person in this state may manufacture, import, distribute,
19 sell, or offer for sale any large capacity magazine, except as
20 authorized in this section.

21 (2) Subsection (1) of this section does not apply to any of the
22 following:

23 (a) The manufacture, importation, distribution, offer for sale,
24 or sale of a large capacity magazine by a licensed firearms
25 manufacturer for the purposes of sale to any branch of the armed
26 forces of the United States or the state of Washington, or to a law
27 enforcement agency in this state for use by that agency or its
28 employees (~~((for law enforcement purposes))~~), or to any authorized
29 individual;

30 (b) The importation, distribution, offer for sale, or sale of a
31 large capacity magazine by a dealer that is properly licensed under
32 federal and state law for the purpose of sale to any branch of the
33 armed forces of the United States or the state of Washington, or to a
34 law enforcement agency in this state for use by that agency or its
35 employees (~~((for law enforcement purposes))~~), or to any authorized
36 individual;

37 (c) The distribution, offer for sale, or sale of a large capacity
38 magazine to or by a dealer that is properly licensed under federal

1 and state law where the dealer acquires the large capacity magazine
2 from a person legally authorized to possess or transfer the large
3 capacity magazine for the purpose of selling or transferring the
4 large capacity magazine to a person who does not reside in this
5 state.

6 (3) A person who violates this section is guilty of a gross
7 misdemeanor punishable under chapter 9A.20 RCW.

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