

110

1ST READING:	11/6/92
REFERRED TO (NAME OF COMMITTEE):	PSAHS
PUBLIC HEARING:	12/9/92
2ND READING AND FINAL PASSAGE:	12-18-92

92-05-178

3

AN ORDINANCE

of the

CITY OF

MINNEAPOLIS

Cramer, Campbell, Niland & Cherryhomes

presents the following ordinance:

Amending Title 15, Chapter 393 of the Minneapolis Code of Ordinances relating to Offenses - Miscellaneous: Weapons.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Chapter 393 of the Minneapolis Code of Ordinances be amended by adding thereto a new Section 393.85 to read as follows:

393.85. Assault weapons. (A) The transportation of firearms in motor vehicles in the City of Minneapolis shall be governed by Minnesota Statutes Section 97B.045.

(B) This section shall not apply to officers, employees, or agents of law enforcement agencies or the armed forces of this State or of the United States to the extent that any such person is authorized by law to sell, rent, lease, possess, barter, display, or transfer an assault weapon and is acting in the scope of his or her duties.

(C) Except as provided in subsections (a), (b), (e) and (f), no person shall sell, lease, transfer, possess, or display an assault weapon.

(D) For purposes of this section, the following terms shall have the indicated meanings:

(1) "Assault weapon" shall mean (a) all versions of the following firearms, including firearms sold under the designation provided in this clause and firearms that are identical or substantially identical thereto, regardless of manufacturer or designation:

- (i) Avtomat Kalashnikov (AK-47) semiautomatic rifle type;
- (ii) Beretta AR-70 and BM-69 semiautomatic rifle types;
- (iii) Colt AR-15 semiautomatic rifle type;
- (iv) Daewoo Max-1 and Max-2 semiautomatic rifle type;
- (v) Famas MAS semiautomatic rifle type;
- (vi) Fabrique Nationale FN-LAR and FN-FNC semiautomatic rifle types;
- (vii) Galil semiautomatic rifle type;
- (viii) Heckler and Koch HK-91, HK-93, and HK-94 semiautomatic rifle types;
- (ix) Ingram MAC-10 and MAC-11 semiautomatic pistol and carbine types;

- (x) Intratec TEC-9 semiautomatic pistol type;
- (xi) Sigarms SIG 550SP and SIG 551SP semiautomatic rifle types;
- (xii) SKS with detachable magazine semiautomatic rifle type;
- (xiii) Steyr AUG semiautomatic rifle type;
- (xiv) Street Sweeper and Striker-12 revolving cylinder shotgun types;
- (xv) USAS-12 semiautomatic shotgun type;
- (xvi) Uzi semiautomatic pistol and carbine types; or
- (xvii) Valmet M76 and M78 semiautomatic rifle types;

(b) any firearm that is another model made by the same manufacturer as one of the firearms listed in clause (1)(a), has the same action design as one of the listed firearms, and is a redesigned, renamed, or renumbered version of one of the firearms listed in clause (1)(a);

(c) any firearm that may be readily converted to an assault weapon, as defined in clause (1)(a) or clause (1)(b);

(d) any part or combination of parts, designed or intended to readily convert a firearm into an assault weapon, as defined in clause (1)(a) or clause (1)(b), or any combination of parts from which an assault weapon, as defined in clause (1)(a) or clause (1)(b), may be readily assembled.

(2) "Assault weapon" shall not include a firearm that has been modified or designed so as to render it permanently inoperable or permanently not a semiautomatic firearm.

(3) "Substantially identical" shall mean that a model is only a variation of a model listed in clause (1)(a), with minor modifications or enhancements including, but not limited to, a folding or retractable stock, a stock of different composition, an adjustable sight, a case deflector for left-handed shooters, a shorter barrel, a larger ammunition capacity, a different caliber, or a bayonet mount.

(4) "Semi-automatic" shall mean a firearm that uses a portion of the force of the fired cartridge to expel the case of the fired cartridge and load another cartridge into the firing chamber and that requires a separate function of the trigger to fire each cartridge.

(E) Any person who lawfully possesses an assault weapon prior to the effective date of this section shall remove it from the City of Minneapolis, render it permanently inoperable, or register it within 30 days with the Chief of Police pursuant to such procedures as the Chief of Police may establish. The Chief of Police shall require submission of information identifying the registrant and the assault weapon being registered and may require payment of a processing fee not to exceed actual processing costs.

3

(F) Any person who obtains title to an assault weapon by bequest or intestate succession may retain possession for a period of time not to exceed 30 days and shall within that time transfer title of the assault weapon to the Minneapolis Police Department or to a person who may lawfully possess the assault weapon.

Section 2. Section 1 is effective August 1, 1994.

RECORD OF COUNCIL VOTE (X INDICATES VOTE)													
COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN	COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN
Dziedzie	X						Scallon	X					
Campbell	X						Niemiec	X					
Hilary	X						Cramer	X					
Rainville	X						Schulstad	X					
Cherryhomes	X						Johnson	X					
Niland				X			President	X					
Scott	X						Sayles Belton	X					

PASSED DEC 18 1992 DATE APPROVED - ~~NOT APPROVED~~ - ~~VETOED~~ DEC 23 1992 DATE

Shirley Sayles Belton PRESIDENT OF COUNCIL *Don Hase* MAYOR

ATTEST *Alfred Schuster* ASST CITY CLERK