

By: Senator(s) Jordan, Jackson (11th),
Dawkins, Powell

To: Judiciary, Division B;
Appropriations

SENATE BILL NO. 2286

1 AN ACT RELATING TO FIREARMS AND AMMUNITION REQUIRING THE
2 DEPARTMENT OF PUBLIC SAFETY TO ESTABLISH A STATEWIDE DATABASE TO
3 TRACK CODED AMMUNITION MANUFACTURED AND SOLD FOR HANDGUNS AND
4 ASSAULT RIFLES; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** (1) For purposes of this section, "coded
7 ammunition" means a bullet carrying a unique identifier that has
8 been applied by etching onto the base of the bullet projectile.

9 (2) (a) All handgun and assault weapon ammunition
10 manufactured or sold in the state after July 1, 2008, shall be
11 coded by the manufacturer.

12 (b) No later than January 1, 2010, all noncoded
13 ammunition, whether owned by private citizens or retail outlets,
14 must be disposed.

15 (3) (a) The Department of Public Safety shall be
16 responsible for establishing and maintaining an Ammunition Coding
17 System Database (ACSD) containing the following information:

18 (i) Register with the Department of Public Safety
19 in a manner prescribed by the department through rule; and
20 maintain records on the business premises for a period of seven
21 (7) years concerning all sales, loans and transfers of ammunition,
22 to, from, or within the state.

23 (ii) Register with the Department of Public Safety
24 in a manner prescribed by the department through rule; and record
25 the following information in a format prescribed by the Department
26 of Public Safety:

- 27 1. The date of the transaction.
- 28 2. The name of the transferee.



29 3. The purchaser's driver's license number or
30 other government issued identification card number.

31 4. The date of birth of the purchaser.

32 5. The unique identifier of all handgun
33 ammunition or bullets transferred.

34 6. All other information prescribed by the
35 Department of Public Safety.

36 Vendors shall also maintain records on the business premises
37 for a period of three (3) years from the date of the recorded
38 purchase.

39 (b) To the greatest extent possible or practical, the
40 ACSD shall be built within the framework of existing firearms
41 databases. The ACSD shall be operational no later than July 1,
42 2008.

43 (c) Privacy of individuals is of the utmost importance.
44 Access to information in the ACSD is reserved for key law
45 enforcement personnel and to be released only in connection with a
46 criminal investigation.

47 (4) (a) Any vendor that willfully fails to comply with, or
48 falsifies the records required to be kept by this section, is
49 guilty of a public offense punishable by imprisonment not to
50 exceed one (1) year and a fine of One Thousand Dollars
51 (\$1,000.00).

52 (b) Any manufacturer that fails to comply with the
53 provisions of this section shall be liable for a civil fine of not
54 more than One Thousand Dollars (\$1,000.00) for a first violation,
55 not more than Five Thousand Dollars (\$5,000.00) for a second
56 violation, and not more than Ten Thousand Dollars (\$10,000.00) for
57 a third or subsequent violation.

58 (c) Any person who willfully destroys, obliterates or
59 otherwise renders unreadable the serialization required pursuant
60 to this bill on any bullet or assembled ammunition is punishable



61 by imprisonment not to exceed one (1) year and a fine of One
62 Thousand Dollars (\$1,000.00).

63 (5) (a) Establishing and maintaining the ACSD shall be
64 funded by an end-user fee established by the Commissioner of
65 Public Safety.

66 (b) There is hereby established the Coded Ammunition
67 Fund for deposit of the end-user fees described in this section.
68 Monies in the fund, upon appropriation, shall be available to the
69 Department of Public Safety for infrastructure, implementation,
70 operational, enforcement and future development costs of this
71 section.

72 (c) Ammunition manufacturers based within this state
73 may submit a one-time tax credit application for cost of
74 purchasing ammunition coding equipment. All applications must be
75 submitted by July 1, 2009.

76 **SECTION 2.** This act shall take effect and be in force from
77 and after July 1, 2008.

