

RESOLUTION No.

27934

Objected by TO 2/1/89

A RESOLUTION requesting the Washington State Legislature to ban semiautomatic assault weapons and repeal the State statute providing for preemption of all issues relating to gun control.

Introduced:	Feb 21, 1989	By:	Noland
Referred:	Feb 21, 1989	To:	Full Council for: Introduction + Adoption
Referred:		To:	
Reported:	FEB 21 1989		
Passed:	FEB 21 1989	Signed:	FEB 21 1989
Filed:	FEB 21 1989	Published:	

RESOLUTION 27934

A Resolution requesting the Washington State Legislature to ban semiautomatic assault weapons and repeal the State statute providing for preemption of all issues related to gun control.

WHEREAS, semiautomatic assault weapons have as their primary purpose the taking of human life; and

WHEREAS, an influx of drug-related activity in the Seattle area has brought with it an increase in the number of semiautomatic assault weapons; and

WHEREAS, tragic incidents in other states have heightened awareness of the danger posed by private possession of semiautomatic assault weapons; and

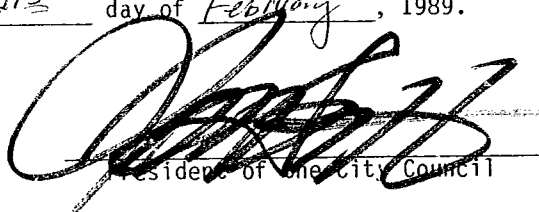
WHEREAS, local communities need the ability to exercise their police powers effectively; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE:

That the Washington State Legislature is hereby requested to take speedy action during the current session on the attached bill:

AN ACT relating to the prohibition of the sale, transfer or possession of certain semiautomatic firearms defined as assault weapons; amending RCW 9.41.190, and RCW 9.41.200; repealing RCW 9.41.290; adding new sections to chapter 9.41 RCW; and prescribing penalties.

ADOPTED by the City Council of the City of Seattle this 21<sup>st</sup> day of February, 1989, and signed by me in open session in authentication of its adoption this 21<sup>st</sup> day of February, 1989.

  
President of the City Council

Filed by me this 21<sup>st</sup> day of February, 1989.

ATTEST: Norward J. Brooks  
City Comptroller and City Clerk

BY: Margaret Carter  
Deputy

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1 AN ACT relating to the prohibition of the sale, transfer  
2 or possession of certain semiautomatic firearms defined as  
3 assault weapons; amending RCW 9.41.190, and RCW 9.41.200;  
4 repealing RCW 9.41.290; adding new sections to chapter  
5 9.41 RCW; and prescribing penalties.

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

7  
8 NEW SECTION. Sec. 1. The legislature is concerned  
9 about the increasing number of semiautomatic assault  
10 weapons being recovered by police during the arrest of criminal  
11 suspects, particularly those arrested for drug-related  
12 offenses. The legislature also recognizes that there has been  
13 a recent nationwide increase in shootings, at random and  
14 otherwise, by persons armed with semiautomatic assault  
15 weapons. With only minimal regulation of the sale, purchase,  
16 transfer or possession of these high capacity, rapid firing  
17 assault weapons, which were originally designed and intended  
18 for military use, there has been a proliferation of these  
19 weapons in the community. It is the intent of the legislature  
20 to prevent acts of violence committed with assault weapons and  
21 to protect the public safety by prohibiting the sale, purchase,  
22 transfer or possession of assault weapons.

23 NEW SECTION. Sec. 2 (1) "Assault weapons" as used in this  
24 chapter means:

25 (a) any semiautomatic action, center fire rifle or  
26 carbine which accepts a detachable magazine with a capacity  
27 greater than five cartridges, including but not limited to the  
28 following firearms or their copies or facsimiles: AR 15  
semiautomatic assault rifles, Uzi semiautomatic assault rifles  
or carbines, Ingram Mac-10 semiautomatic assault carbines,  
Ingram Mac-11 semiautomatic assault carbines, Heckler and Koch  
91 semiautomatic assault rifles, Heckler and Koch 91

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1 semiautomatic assault rifles, Heckler and Koch 94 semiautomatic  
2 assault carbines, AK-47 semiautomatic assault rifles, AKM-47  
3 semiautomatic assault rifles, all Avtomat Kalashnikov weapons,  
4 M1-A semiautomatic assault rifles, M-14 semiautomatic assault  
5 rifles, Thompson semiautomatic carbines and any other  
6 semiautomatic carbines manufactured by Auto Ordinance;

7 (b) any semiautomatic shotguns without a shoulder stock  
8 or with a folding stock or a magazine capacity of more than six  
9 rounds;

10 (c) all semiautomatic pistols that are modifications  
11 or derivations of rifles or carbines described in paragraph  
12 (a); that is, having the same make, caliber, and action  
13 design but shorter barrel and no rear stock.

14 (d) any weapon which may be readily restored to an  
15 operable assault weapon, and

16 (e) any part, or combination of parts, designed or  
17 intended to convert a weapon into an assault weapon, or any  
18 combination of parts from which an assault weapon may be  
19 readily assembled, if those parts are in the possession or  
20 under the control of the same person.

21 (2) "Semiautomatic" as used in this chapter means a  
22 weapon which fires a single projectile for each single pull of  
23 the trigger and which employs a magazine.

24 (3) The following are specifically excluded from the  
25 term "assault weapon":

26 (a) weapons which do not use fixed ammunition, weapons  
27 which were manufactured prior to 1898, manually operated bolt  
28 action weapons, lever action weapons, slide action weapons  
single-shot weapons, multiple-barrel weapons, revolving  
cylinder weapons, semiautomatic weapons which use exclusive  
Mannlicher-style clips, rim-fire weapons that employ a tubular  
magazine;

1 (b) any assault weapon which has been modified either  
2 to render it permanently inoperable or to permanently make it a  
3 device no longer defined as an "assault weapon".

4 Sec. 3. Section 1, chapter 64, Laws of 1933 and RCW  
5 9.41.190 are each amended to read as follows:

6 It is unlawful for any person to manufacture, own,  
7 buy, sell, loan, furnish, transport, or have in possession or  
8 under control, any machine gun or assault weapon or any part  
9 thereof capable of use or assembling or repairing any machine  
10 gun or assault weapon: Provided, however, That such limitation  
11 shall not apply to any peace officer in the discharge of  
12 official duty, or to any officer or member of the armed forces  
13 of the United States or the state of Washington: Provided  
14 further, That this section does not apply to a person,  
15 including an employee of such person, who or which is exempt  
16 from or licensed under the National Firearms Act (26 U.S.C.  
17 section 5801 et seq.), and engaged in the production,  
18 manufacture, or testing of weapons or equipment to be used or  
19 purchased by the armed forces of the United States, and having  
20 a United States government industrial security clearance.

21 Sec. 4. Section 2, Chapter 64, Laws of 1933 and RCW  
22 9.41.200 are each amended to read as follows:

23 For the purpose of RCW 9.41.190 through ((9.41.220))  
24 Section 6 of this act, a machine gun is defined as any firearm  
25 or weapon known as a machine gun, mechanical rifle, submachine  
26 gun, and/or any other weapon, mechanism, or instrument not  
27 requiring that the trigger be pressed for each shot and having  
28 a reservoir clip, disc, drum, belt, or other separable  
mechanical device for storing, carrying, or supplying  
ammunition which can be loaded into such weapon, mechanism, or  
instrument, and fired therefrom at the rate of five or more  
shots per second.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1        NEW SECTION. Sec. 5. It is unlawful for a person, in  
2 the commission or furtherance of a felony other than a  
3 violation of RCW 9.41.190, to discharge a machine gun or  
4 assault weapon, or to menace or threaten another person with a  
5 machine gun or assault weapon. A violation of this section  
6 shall be punished as a Class A felony under chapter 9A.20 RCW.

7        Sec. 6. Section 12, Chapter 232, Law of 1983, Section 1,  
8 Chapter 428, Laws of 1985, and RCW 9.41.290 are each hereby  
9 repealed.  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY  
THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

Jane Roland

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
PRESIDENT'S SIGNATURE

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

# STATE OF WASHINGTON - KING COUNTY

—SS.

12514

City of Seattle, City Clerk

No.

## City of Seattle

RESOLUTION 27934

A Resolution requesting the Washington State Legislature to ban semiautomatic assault weapons and repeal the State statute providing for preemption of all issues related to gun control.

WHEREAS, semiautomatic assault weapons have as their primary purpose the taking of human life; and

WHEREAS, an influx of drug-related activity in the Seattle area has brought with it an increase in the number of semiautomatic assault weapons; and

WHEREAS, tragic incidents in other states have heightened awareness of the danger posed by private possession of semiautomatic assault weapons; and

WHEREAS, local communities need the ability to exercise their police powers effectively; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE:

That the Washington State Legislature is hereby requested to take speedy action during the current session on the attached bill:

AN ACT relating to the prohibition of the sale, transfer or possession of certain semiautomatic firearms defined as assault weapons; amending RCW 9A.190, and RCW 9A.120; repealing RCW 9A.120; adding new sections to Chapter 9A RCW; and prescribing penalties.

ADOPTED by the City Council of the City of Seattle this 21st day of February, 1989, and signed by me in open session in authentication of its adoption this 21st day of February, 1989.

SAM SMITH,  
President of the City Council,  
FILED by me this 21st day of February, 1989.

ATTEST: NORWARD J. BROOKS,  
City Comptroller and City Clerk.  
By: MARGARET CARTER,  
Deputy.

Publication ordered by NORWARD J. BROOKS, Comptroller and City Clerk.  
Date of publication, February 23, 1989.  
(12514)

## Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

was published on

The amount of the fee charged for the foregoing publication is the sum of \$ \_\_\_\_\_, which amount has been paid in full.

Subscribed and sworn to before me on

Notary Public for the State of Washington,  
residing in Seattle

Affidavit of Publication

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

