

1.1 ..... moves to amend H.F. No. 3407 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2024, section 609.11, subdivision 5, is amended to read:

1.4 Subd. 5. **Firearm.** (a) Except as otherwise provided in this paragraph or paragraph (b),

1.5 any defendant convicted of an offense listed in subdivision 9 in which the defendant or an

1.6 accomplice, at the time of the offense, had in possession or used, whether by brandishing,

1.7 displaying, threatening with, or otherwise employing, a firearm, shall be committed to the

1.8 commissioner of corrections for not less than three years, nor more than the maximum

1.9 sentence provided by law. Any defendant convicted of a second or subsequent offense in

1.10 which the defendant or an accomplice, at the time of the offense, had in possession or used

1.11 a firearm shall be committed to the commissioner of corrections for not less than five years,

1.12 nor more than the maximum sentence provided by law. If the firearm did not have a unique

1.13 serial number, or if the serial number was obliterated, removed, changed, or altered, the

1.14 defendant shall be committed to the commissioner of corrections for not less than four years,

1.15 nor more than the maximum sentence provided by law for a first offense and for not less

1.16 than six years, nor more than the maximum sentence provided by law for a second or

1.17 subsequent offense.

1.18 (b) Any defendant convicted of violating section 609.165 or 624.713, subdivision 1,

1.19 clause (2), shall be committed to the commissioner of corrections for not less than five

1.20 years, nor more than the maximum sentence provided by law. If the firearm did not have a

1.21 unique serial number, or if the serial number was obliterated, removed, changed, or altered,

1.22 the defendant shall be committed to the commissioner of corrections for not less than six

1.23 years, nor more than the maximum sentence provided by law.

1.24 (c) As used in this subdivision, "unique serial number" means the serial number and, if

1.25 applicable, other information required under:

2.1 (1) United States Code, title 26, section 5842;

2.2 (2) United States Code, title 18, section 923;

2.3 (3) section 624.7147; or

2.4 (4) the law of any other state for the identification of firearms.

2.5 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes  
2.6 committed on or after that date.

2.7 Sec. 2. Minnesota Statutes 2024, section 609.667, is amended to read:

2.8 **609.667 FIREARMS; REMOVAL OR ALTERATION OF SERIAL NUMBER;**  
2.9 **USE OF A FIREARM WITHOUT A SERIAL NUMBER; ENHANCED PENALTY.**

2.10 Subdivision 1. **Definition.** As used in this subdivision, "unique serial number" has the  
2.11 meaning given in section 609.11, subdivision 5, paragraph (c).

2.12 Subd. 2. **Removal or alteration.** Whoever commits any of the following acts may be  
2.13 sentenced to imprisonment for not more than five years or to payment of a fine of not more  
2.14 than \$10,000, or both:

2.15 (1) obliterates, removes, changes, or alters the serial number or other identification of  
2.16 a firearm;

2.17 (2) receives or possesses a firearm, the serial number or other identification of which  
2.18 has been obliterated, removed, changed, or altered; or

2.19 (3) receives or possesses a firearm that is not identified by a serial number.

2.20 ~~As used in this section, "serial number or other identification" means the serial number~~  
2.21 ~~and other information required under United States Code, title 26, section 5842, for the~~  
2.22 ~~identification of firearms.~~

2.23 Subd. 3. **Use of a firearm without a unique serial number; enhanced penalties.** A  
2.24 person who commits a crime in which the defendant or an accomplice, at the time of the  
2.25 offense, had in possession or used, whether by brandishing, displaying, threatening with,  
2.26 or otherwise employing, a firearm may be sentence as follows if the firearm did not have a  
2.27 unique serial number, or if the serial number was obliterated, removed, changed, or altered:

2.28 (1) if the crime committed is a misdemeanor, the person is guilty of a gross misdemeanor;

2.29 (2) if the crime committed is a gross misdemeanor, the person is guilty of a felony and  
2.30 may be sentenced to imprisonment for not more than three years or to payment of a fine of  
2.31 not more than \$15,000, or both; and

3.1 (3) if the crime committed is a felony, the statutory maximum for the crime is 25 percent  
3.2 longer than the maximum penalty otherwise applicable.

3.3 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes  
3.4 committed on or after that date."

3.5 Amend the title accordingly