

3/22/93
Kruger/Brewer

Introduced by: SULLIVAN

Proposed No.: 93-224

ORDINANCE NO. **10767**

AN ORDINANCE authorizing the sheriff to
destroy or dispose of confiscated
firearms.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Definitions:

A. "Antique firearms" means those firearms as defined by
RCW 9.41.150 and firearms recognized as curios, relics, and
firearms of particular historical significance by the United
States treasury department bureau of alcohol, tobacco and
firearms.

B. "Machine gun" means any firearm, weapon, mechanism, or
instrument not requiring that the trigger be pressed for each
shot and having 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.

C. "Rifles and Shotguns" means any firearm with a barrel
length of twelve inches or longer, but shall not include
machine guns as defined in this ordinance.

SECTION 2. Within thirty (30) days of the effective date
of this ordinance the Sheriff shall have prepared an inventory
of every firearm that has been judicially forfeited, has been
seized and may be subject to judicial forfeiture, or that has
been, or may be, forfeited due to a failure to make a claim
under RCW 63.32.010, 63.35.020, or 63.40.010, or that is no
longer needed for evidence, or surplus fire arms owned by the
department of public saftey. This inventory shall be updated
annually and include a report on the destruction and disposal
of firearms included in the inventory.

The Sheriff shall destroy every firearm in the inventory,

1 according to the plan in Section 3 of this ordinance as
2 approved by the council. Except that:

3 A. The Sheriff may retain legally forfeited firearms
4 solely for agency use.

5 B. The Sheriff shall trade, auction, or arrange for
6 the auction of rifles and shotguns.

7 C. Antique firearms are exempt from destruction and
8 shall be disposed of by auction or trade to commercial sellers.

9 SECTION 3. The Sheriff shall submit a report to the
10 council within thirty (30) days on the inventory of firearms
11 under Section 2 which shall include a plan for the destruction
12 or disposal of all firearms in the inventory.

13 SECTION 4. Effective date. This ordinance shall take
14 effect upon the effective date of state legislation amending
15 RCW 9.41.098 to authorize local governments to destroy rather
16 than sell firearms which are legal for citizen possession.

17 SECTION 5. Severability. If any provision of this
18 ordinance or its application to any person or circumstance is
19 held invalid, the remainder of the ordinance or the application
20 of the provision to other persons or circumstances is not
21 affected.

22
23 INTRODUCED AND READ for the first time this 15th day
24 of March, 1993.

25 PASSED this 22nd day of March, 1993.

26 KING COUNTY COUNCIL
27 KING COUNTY, WASHINGTON

28 Dwight Dwyer
29 Chair
30 ATTEST:

31 Gerald A. Peter
32 Clerk of the Council

33 APPROVED this 31st day of March, 1993.

34 Dwight Hill
35 King County Executive