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REFERENCE TITLE: background checks; gun shows

State of Arizona
Senate
Forty-sixth Legislature
First Regular Session
2003

SB 1076

Introduced by
Senators Mitchell, Brotherton, Giffords; Representative Burton Cahill

AN ACT

AMENDING TITLE 13, CHAPTER 31, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-3117; RELATING TO WEAPONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 13, chapter 31, Arizona Revised Statutes, is amended
3 by adding section 13-3117, to read:

4 13-3117. Organized gun shows; background checks; exemption;
5 violation; classification; definitions

6 A. BEFORE A GUN SHOW VENDOR MAY TRANSFER OR ATTEMPT TO TRANSFER A
7 FIREARM AT AN ORGANIZED GUN SHOW, THE GUN SHOW VENDOR SHALL OBTAIN APPROVAL
8 OF THE TRANSFER FROM THE DEPARTMENT OF PUBLIC SAFETY AFTER THE FEDERAL BUREAU
9 OF INVESTIGATION CONDUCTS A BACKGROUND CHECK ON THE PROSPECTIVE TRANSFEREE.

10 B. A GUN SHOW PROMOTER SHALL PROMINENTLY POST A NOTICE, IN A FORM
11 PRESCRIBED BY THE DEPARTMENT OF PUBLIC SAFETY, THAT SETS FORTH THE BACKGROUND
12 CHECK REQUIREMENT OF THIS SECTION.

13 C. THIS SECTION DOES NOT APPLY TO THE TRANSFER OF AN ANTIQUE FIREARM
14 AS DEFINED IN 18 UNITED STATES CODE SECTION 921(a)(16) OR A CURIO OR RELIC AS
15 DEFINED IN 27 CODE OF FEDERAL REGULATIONS SECTION 178.11.

16 D. A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A CLASS 6 FELONY.

17 E. FOR THE PURPOSES OF THIS SECTION:

18 1. "GUN SHOW PROMOTER" MEANS A PERSON WHO ORGANIZES, PLANS, PROMOTES
19 OR OPERATES AN ORGANIZED GUN SHOW.

20 2. "GUN SHOW VENDOR" MEANS A PERSON WHO EXHIBITS, SELLS, OFFERS TO
21 SELL, TRANSFERS OR EXCHANGES A FIREARM AT AN ORGANIZED GUN SHOW REGARDLESS OF
22 WHETHER THE PERSON ARRANGES WITH A GUN SHOW PROMOTER FOR A FIXED LOCATION
23 FROM WHICH TO EXHIBIT, SELL, OFFER FOR SALE, TRANSFER OR EXCHANGE ANY
24 FIREARM.

25 3. "ORGANIZED GUN SHOW" MEANS THE ENTIRE PREMISES OF AN EVENT,
26 INCLUDING PARKING AREAS FOR THE EVENT, IF THE EVENT IS SPONSORED TO FOSTER
27 THE PURCHASE, SALE, OFFER FOR SALE OR COLLECTION OF FIREARMS IF EITHER OF THE
28 FOLLOWING OCCURS:

29 (a) TWENTY-FIVE OR MORE FIREARMS ARE OFFERED OR EXHIBITED FOR SALE,
30 TRANSFER OR EXCHANGE.

31 (b) AT LEAST THREE GUN SHOW VENDORS EXHIBIT, SELL, OFFER FOR SALE,
32 TRANSFER OR EXCHANGE FIREARMS.