

REFERENCE TITLE: certification of firearm transfers

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

HB 2535

Introduced by
Representatives Kavanagh, Forese, Kwasman, Livingston, Seel, Smith,
Stevens, Thorpe, Townsend, Senators Barto, Burges: Representatives Allen,
Barton, Borrelli, Petersen, Senator Melvin

AN ACT

AMENDING TITLE 13, CHAPTER 31, ARIZONA REVISED STATUTES, BY ADDING SECTION
13-3121; RELATING TO FIREARMS.

(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 13-3121, to read:
4 13-3121. Firearm transfers; chief law enforcement officer
5 certification; notification; definitions
6 A. IF A CHIEF LAW ENFORCEMENT OFFICER'S CERTIFICATION IS REQUIRED BY
7 FEDERAL LAW OR REGULATION FOR THE TRANSFER OF A FIREARM, THE CHIEF LAW
8 ENFORCEMENT OFFICER, WITHIN FIFTEEN DAYS AFTER RECEIPT OF A REQUEST FOR
9 CERTIFICATION BY AN APPLICANT, SHALL PROVIDE THE CERTIFICATION IF THE
10 APPLICANT IS NOT PROHIBITED BY LAW FROM RECEIVING THE FIREARM OR IS NOT THE
11 SUBJECT OF A PROCEEDING THAT COULD RESULT IN THE APPLICANT BEING PROHIBITED
12 BY LAW FROM RECEIVING THE FIREARM. A CHIEF LAW ENFORCEMENT OFFICER WHO
13 DENIES A CERTIFICATION PURSUANT TO THIS SECTION SHALL NOTIFY THE APPLICANT,
14 IN WRITING, OF THE DENIAL AND ALL REASONS FOR THE DENIAL.
15 B. FOR THE PURPOSES OF THIS SECTION:
16 1. "CERTIFICATION" MEANS THE PARTICIPATION AND ASSENT THAT IS REQUIRED
17 BY FEDERAL LAW FOR THE APPROVAL OF AN APPLICATION TO TRANSFER OR MAKE A
18 FIREARM.
19 2. "CHIEF LAW ENFORCEMENT OFFICER" MEANS ANY OFFICIAL THAT THE BUREAU
20 OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, OR ANY SUCCESSOR AGENCY,
21 IDENTIFIES BY REGULATION OR OTHERWISE AS ELIGIBLE TO PROVIDE ANY REQUIRED
22 CERTIFICATION TO MAKE OR TRANSFER A FIREARM.
23 3. "FIREARM" HAS THE SAME MEANING PRESCRIBED IN 26 UNITED STATES CODE
24 SECTION 5845(a).