



# ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature  
First Regular Session

House: JUD DP 6-3-0-1

## **HB 2827: businesses; firearms; unlawful acts**

**Sponsor: Representative Carroll, LD 22**  
**Caucus & COW**

### **Overview**

Creates a civil action for firearm entities which are discriminated against by the government or a financial institution.

### **History**

It is unlawful for the state or any subdivision of the state to place any additional fee, tax, or other encumbrance on a private party firearm transfer when the parties are not prohibited possessors ([A.R.S. § 44-7852](#)).

It is also unlawful, with certain exceptions, for any subdivision of the state to enact an ordinance or rule related to the transportation, possession, sale, or use of a firearm. If a court finds a subdivision in violation of this provision, it may issue a permanent injunction and be assessed a civil penalty of up to \$50,000. A person adversely affected by a political subdivision that violated this section may be awarded reasonable attorney fees and damages up to \$100,000 ([A.R.S. § 13-3108](#)).

### **Provisions**

1. Prohibits the government or a financial institution from discriminating against a firearm, firearm accessory, or ammunition manufacturer, retailer, supplier or distributor, shooting range or trade association comprised of firearm manufacturers or sellers. (Sec. 3)
2. Creates the right to a civil action for violation of this bill, provided the civil action begins within two years of the discovery of the violation. (Sec. 3)
3. Authorizes the court to award a party injured by the government or a financial institution attorney fees and any of the following:
  - a) actual and compensatory damages;
  - b) treble damages;
  - c) punitive or exemplary damages;
  - d) injunctive relief; or
  - e) any other appropriate civil relief. (Sec. 3)
4. Allows the Attorney General to file a civil action for a violation of this bill and specifies remedies that may be sought by the Attorney General. (Sec. 3)
5. Defines *ammunition*, *discriminate*, *financial institution*, *firearm*, *firearm accessory*, *firearm entity* and *trade association*. (Sec. 3)
6. Makes conforming changes. (Sec. 1, 2)

Prop 105 (45 votes)     Prop 108 (40 votes)     Emergency (40 votes)     Fiscal Note