

House Engrossed

firearms; contracts; prohibited practices

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HOUSE BILL 2473

AN ACT

AMENDING TITLE 35, CHAPTER 2, ARIZONA REVISED STATUTES, BY ADDING ARTICLE
10; RELATING TO HANDLING OF PUBLIC FUNDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 35, chapter 2, Arizona Revised Statutes, is
3 amended by adding article 10, to read:

4 ARTICLE 10. FIREARM DISCRIMINATION DIVESTMENTS

5 35-394. Firearm entities; discrimination; prohibition;
6 definitions

7 A. A PUBLIC ENTITY MAY NOT ENTER INTO A CONTRACT WITH A VALUE OF
8 \$100,000 OR MORE WITH A COMPANY TO ACQUIRE OR DISPOSE OF SERVICES,
9 SUPPLIES, INFORMATION TECHNOLOGY OR CONSTRUCTION UNLESS THE CONTRACT
10 INCLUDES A WRITTEN CERTIFICATION THAT THE COMPANY DOES NOT CURRENTLY, AND
11 AGREES FOR THE DURATION OF THE CONTRACT THAT IT WILL NOT, DISCRIMINATE
12 AGAINST A FIREARM ENTITY.

13 B. A PUBLIC ENTITY MAY NOT ADOPT A PROCUREMENT, INVESTMENT OR OTHER
14 POLICY THAT HAS THE EFFECT OF INDUCING OR REQUIRING A PERSON OR COMPANY TO
15 DISCRIMINATE AGAINST A FIREARM ENTITY.

16 C. FOR THE PURPOSES OF THIS SECTION:

17 1. "AMMUNITION" MEANS ONE OR MORE LOADED CARTRIDGES CONSISTING OF A
18 PRIMED CASE, PROPELLANT AND WITH OR WITHOUT ONE OR MORE PROJECTILES.

19 2. "COMPANY" MEANS AN ORGANIZATION, ASSOCIATION, CORPORATION,
20 PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP, LIMITED LIABILITY
21 PARTNERSHIP, LIMITED LIABILITY COMPANY OR OTHER ENTITY OR BUSINESS
22 ASSOCIATION, INCLUDING A WHOLLY OWNED SUBSIDIARY, MAJORITY-OWNED
23 SUBSIDIARY, PARENT COMPANY OR AFFILIATE, THAT ENGAGES IN FOR-PROFIT
24 ACTIVITY AND THAT HAS TEN OR MORE FULL-TIME EMPLOYEES.

25 3. "DISCRIMINATE" MEANS TO:

26 (a) REFUSE TO ENGAGE IN THE TRADE OF ANY GOODS OR SERVICES.

27 (b) REFRAIN FROM CONTINUING AN EXISTING BUSINESS RELATIONSHIP.

28 (c) TERMINATE AN EXISTING BUSINESS RELATIONSHIP.

29 (d) OTHERWISE DISCRIMINATE AGAINST A PERSON.

30 4. "FIREARM" MEANS A WEAPON THAT EXPELS A PROJECTILE BY THE ACTION
31 OF AN EXPLOSIVE.

32 5. "FIREARM ACCESSORY" MEANS BOTH:

33 (a) A DEVICE THAT IS SPECIFICALLY DESIGNED OR ADAPTED TO ENABLE A
34 PERSON TO WEAR OR CARRY A FIREARM ON THE PERSON OR TO STORE OR MOUNT A
35 FIREARM IN OR ON A CONVEYANCE.

36 (b) AN ATTACHMENT OR DEVICE THAT IS SPECIFICALLY DESIGNED OR
37 ADAPTED TO BE INSERTED INTO OR AFFIXED ONTO A FIREARM TO ENABLE, ALTER OR
38 IMPROVE THE FUNCTIONING OR CAPABILITIES OF THE FIREARM.

39 6. "FIREARM ENTITY" MEANS ALL OF THE FOLLOWING:

40 (a) A FIREARM, FIREARM ACCESSORY OR AMMUNITION MANUFACTURER,
41 RETAILER, WHOLESALER, SUPPLIER AND DISTRIBUTOR.

42 (b) A SHOOTING RANGE.

43 (c) A TRADE ASSOCIATION.

1 7. "PUBLIC ENTITY" MEANS THIS STATE, A POLITICAL SUBDIVISION OF
2 THIS STATE OR AN AGENCY, BOARD, COMMISSION OR DEPARTMENT OF THIS STATE OR
3 A POLITICAL SUBDIVISION OF THIS STATE.

4 8. "TRADE ASSOCIATION" MEANS ANY PERSON, CORPORATION,
5 UNINCORPORATED ASSOCIATION, FEDERATION, BUSINESS LEAGUE OR PROFESSIONAL OR
6 BUSINESS ORGANIZATION THAT:

7 (a) IS NOT ORGANIZED OR OPERATED FOR PROFIT AND FOR WHICH NO PART
8 OF ITS NET EARNING INURES TO THE BENEFIT OF ANY PRIVATE SHAREHOLDER OR
9 INDIVIDUAL.

10 (b) IS AN ORGANIZATION DESCRIBED IN 26 UNITED STATES CODE SECTION
11 501(c)(6) AND IS EXEMPT FROM TAX PURSUANT TO 26 UNITED STATES CODE SECTION
12 501(a).

13 (c) HAS TWO OR MORE MEMBERS WHO ARE FIREARM, FIREARM ACCESSORY OR
14 AMMUNITION MANUFACTURERS OR SELLERS.