

First Regular Session
Sixty-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 05-0032.01 Jane Ritter

HOUSE BILL 05-1023

HOUSE SPONSORSHIP

Rose

SENATE SPONSORSHIP

(None)

House Committees

Senate Committees

Judiciary

A BILL FOR AN ACT

101 CONCERNING CLARIFICATION OF THE REQUIREMENT OF OBTAINING A
102 CRIMINAL BACKGROUND CHECK PRIOR TO THE TRANSFER OF A
103 FIREARM AT A GUN SHOW.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Deletes the phrase "or attempts to transfer" from the requirement that a gun show vendor first obtain an instant background check before transferring a firearm at a gun show.

Repeals the definition of "collection". Clarifies the definition of "gun show".

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** The introductory portion to 12-26.1-101 (1),
3 Colorado Revised Statutes, is amended to read:

4 **12-26.1-101. Background checks at gun shows - penalty.**

5 (1) Before a gun show vendor transfers ~~or attempts to transfer~~ a firearm
6 at a gun show, he or she shall:

7 **SECTION 2.** 12-26.1-106(1) and (3), Colorado Revised Statutes,
8 are amended to read:

9 **12-26.1-106. Definitions.** As used in this article, unless the
10 context otherwise requires:

11 (1) "~~Collection~~" means a trade, barter, or in-kind exchange for one
12 ~~or more firearms.~~

13 (3) "Gun show" means the entire premises provided for an event
14 or function, including but not limited to parking areas for the event or
15 function, that is sponsored to facilitate, in whole or in part, the purchase,
16 sale, offer for sale, ~~or collection~~ TRADE, BARTER, OR IN-KIND EXCHANGE
17 of firearms at which:

18 (a) twenty-five or more firearms are offered or exhibited for sale,
19 transfer, or exchange; or

20 (b) not less than three gun show vendors exhibit, sell, offer for
21 sale, transfer, or exchange firearms.

22 **SECTION 3. Effective date - applicability.** This act shall take
23 effect July 1, 2005, and shall apply to firearm transfers initiated on or
24 after said date.

25 **SECTION 4. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.