# First Regular Session Seventy-fifth General Assembly STATE OF COLORADO

## REREVISED

This Version Includes All Amendments Adopted in the Second House HOUSE BILL 25-1238

LLS NO. 25-0770.03 Conrad Imel x2313

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# A BILL FOR AN ACT

#### 101 **CONCERNING REQUIREMENTS FOR GUN SHOWS.**

## **Bill Summary**

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <u>http://leg.colorado.gov.</u>)

The bill requires a gun show promoter to prepare a security plan and submit the security plan to each local law enforcement agency with jurisdiction over the gun show. The bill places certain requirements on a gun show promoter, including requiring the promoter to:

- Have liability insurance for the gun show;
- Implement security measures at the gun show;
- Prohibit persons under 21 years of age from entering the gun show unless the person is accompanied by a parent,

SENATE 3rd Reading Unamended March 25, 2025

HOUSE SENATE Reading Unamended Amended 2nd Reading March 14, 2025 March 24, 2025

3rd

Amended 2nd Reading

HOUSE

March 7, 2025

grandparent, or guardian;

- For each customer who leaves with a purchased firearm, verify that each firearm sold at a gun show is delivered in compliance with the required the 3-day waiting period; and
- Post certain notices at the gun show.

Violating any of these provisions is unlawful gun show management, which is a class 2 misdemeanor; except that a second or subsequent offense is a class 1 misdemeanor and, in addition to a criminal penalty, the promoter is prohibited from acting as a gun show promoter for 5 years.

The bill prohibits a person from participating in a gun show as a gun show vendor if the person is not a federal firearms licencee, does not hold a valid state firearms dealer permit, has been convicted of a second offense of unlawful gun show vendor activity as described in the bill, or has not completed a gun show certification for the gun show promoter as required in the bill. Unlawful participation in a gun show as a gun show vendor is a class 2 misdemeanor; except that a second or subsequent offense is a class 1 misdemeanor.

Before participating in a gun show, a gun show vendor is required to certify to the gun show promoter that the vendor satisfies the requirements to be a gun show vendor and will comply with federal, state, and local laws while participating in the gun show.

While participating in a gun show, a gun show vendor shall display copies of the vendor's federal firearms license and state firearms dealer permit, keep firearms unloaded and securely affixed to the vendor's countertop or wall, secure ammunition in an enclosed display case or behind the vendor's counter or other customer access prevention device, and include with each sold firearm written information describing secure storage and lost or stolen firearm reporting requirements in state law. Unlawful gun show vendor activity is a class 2 misdemeanor; except that a second or subsequent offense is a class 1 misdemeanor and the person is prohibited from participating as a vendor at a gun show.

The bill maintains the requirement in existing law that a gun show vendor conduct a background check for each firearm transfer at a gun show.

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**SECTION 1. Legislative declaration.** (1) The general assembly

- 3 finds and declares that:
- 4

(a) Gun violence remains a significant threat to public safety in

5 Colorado, causing harm to individuals, families, and communities across

<sup>1</sup> Be it enacted by the General Assembly of the State of Colorado:

the state. Effectively addressing gun violence requires a comprehensive
 strategy that includes both preventing illegal firearm transfers and
 ensuring responsible ownership practices.

4 (b) Gun shows serve as important venues for the lawful sale and
5 transfer of firearms. However, these events present unique challenges for
6 regulating the movement of firearms and preventing illegal trafficking.
7 While gun shows are lawful and cater primarily to responsible gun
8 owners, they can also provide opportunities for firearms to be transferred
9 without proper oversight, potentially leading to unlawful possession and
10 misuse.

11 (c) It is essential for Colorado to implement strong regulatory 12 measures at gun shows to mitigate the risks associated with unregulated 13 or improper firearm transfers and the unlawful sale of large-capacity 14 magazines, including magazines that are designed to be readily converted 15 to accept more than 15 rounds of ammunition, and unserialized firearms 16 or frames or receivers of a firearm. The regulatory measures include the 17 requirement for gun show promoters and vendors to follow security 18 protocols, conduct background checks, and ensure firearms are stored and 19 handled safely.

(d) This legislation requires gun show promoters to develop and
implement security plans, secure liability coverage, and verify that
firearms are sold or transferred in compliance with state and federal laws.
In addition, vendors are required to comply with mandatory background
checks and adhere to federal, state, and local firearm laws and proper
firearm storage practices.

(e) By fostering responsible practices at gun shows, Colorado can
reduce the potential for illegal firearm trafficking and decrease the

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likelihood that firearms will be misused in criminal acts or violence; and
 (f) Reducing gun violence and ensuring the safe and lawful
 transfer of firearms is a shared responsibility between the state, local

4 governments, and communities. This act represents a step toward 5 ensuring the safety of all Coloradans, while balancing the rights of 6 responsible gun owners.

(2) Therefore, the general assembly declares that regulating gun
shows to ensure the safety, security, and lawful transfer of firearms is of
both local and statewide concern, aimed at reducing gun violence and
promoting responsible firearm ownership practices throughout Colorado.
SECTION 2. In Colorado Revised Statutes, repeal and reenact,
with amendments, part 5 of article 12 of title 18 as follows:

### PART 5

13

14

### GUN SHOWS

15 18-12-501. Definitions. [Similar to former 18-12-506
16 introductory portion] As USED IN THIS PART 5, UNLESS THE CONTEXT
17 OTHERWISE REQUIRES:

18 (1) [Similar to former 18-12-506 (1)] "COLLECTION" MEANS A
19 TRADE, BARTER, OR IN-KIND EXCHANGE FOR ONE OR MORE FIREARMS.

(2) "GUN COLLECTORS SHOW" MEANS AN EVENT OR FUNCTION 20 21 THAT IS SPONSORED TO FACILITATE THE PURCHASE, SALE, OFFER FOR SALE, 22 OR COLLECTION OF ONLY CURIOS OR RELICS, AS DEFINED IN 27 CFR 23 478.11, OR ANTIQUE FIREARMS, AS DEFINED IN 18 U.S.C. SEC. 921 (a)(16), 24 AND NOT ANY OTHER TYPE OF FIREARM. A GUN COLLECTORS SHOW MAY 25 ALSO INCLUDE VENDORS THAT SELL PRODUCTS THAT ARE NOT FIREARMS. 26 (3) (a) [Similar to former 18-12-506 (3)] "GUN SHOW" MEANS 27 THE ENTIRE PREMISES PROVIDED FOR AN EVENT OR FUNCTION, INCLUDING,

BUT NOT LIMITED TO, PARKING AREAS FOR THE EVENT OR FUNCTION,
 EXCEPT FOR ADJACENT STREET PARKING, THAT IS SPONSORED TO
 FACILITATE, IN WHOLE OR IN PART, THE PURCHASE, SALE, OFFER FOR SALE,
 OR COLLECTION OF FIREARMS AT WHICH:

5 (I) TWENTY-FIVE OR MORE FIREARMS ARE OFFERED OR PUBLICLY
6 EXHIBITED FOR SALE, TRANSFER, OR EXCHANGE; OR

7 (II) NOT LESS THAN THREE GUN SHOW VENDORS PUBLICLY EXHIBIT
8 OR SELL, OFFER FOR SALE, TRANSFER, OR EXCHANGE FIREARMS.

9 (b) "GUN SHOW" DOES NOT INCLUDE A GUN COLLECTORS SHOW.
10 (4) "GUN SHOW PARKING AREA" MEANS THE PARKING AREA THAT
11 IS ON THE SAME PROPERTY AS THE GUN SHOW VENUE OR THAT IS
12 ADJACENT TO THE VENUE AND UNDER CONTROL OF THE COMPANY THAT
13 OWNS OR OPERATES THE VENUE. "GUN SHOW PARKING AREA" DOES NOT
14 INCLUDE ADJACENT STREET PARKING.

15 (5) [Similar to former 18-12-506 (4)] "GUN SHOW PROMOTER"
16 MEANS A PERSON WHO ORGANIZES OR OPERATES A GUN SHOW.

(6) (a) [Similar to former 18-12-506 (5)] "GUN SHOW VENDOR"
MEANS ANY PERSON WHO PUBLICLY EXHIBITS OR SELLS, OFFERS FOR SALE,
TRANSFERS, OR EXCHANGES ANY FIREARM AT A GUN SHOW, REGARDLESS
OF WHETHER THE PERSON ARRANGES WITH A GUN SHOW PROMOTER FOR A
FIXED LOCATION FROM WHICH TO PUBLICLY EXHIBIT OR SELL, OFFER FOR
SALE, TRANSFER, OR EXCHANGE ANY FIREARM.

(b) "GUN SHOW VENDOR" DOES NOT INCLUDE A PERSON WHO IS
NOT A FEDERAL FIREARMS LICENSEE WHO SELLS, OFFERS FOR SALE, OR
TRANSFERS A FIREARM TO, OR EXCHANGES A FIREARM WITH, A GUN SHOW
VENDOR WHO IS A FEDERAL FIREARMS LICENSEE AT A GUN SHOW,
INCLUDING TRANSFERRING A FIREARM TO A GUN SHOW VENDOR WHO IS A

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1 FEDERAL FIREARMS LICENSEE FOR SALE ON CONSIGNMENT OR TO 2 FACILITATE A PRIVATE FIREARM TRANSFER. 3 (7) "LOCAL LAW ENFORCEMENT AGENCY WITH JURISDICTION OVER 4 THE GUN SHOW" MEANS A TOWN MARSHAL'S OFFICE, POLICE DEPARTMENT, 5 OR SHERIFF'S OFFICE WHOSE JURISDICTION INCLUDES THE AREA IN WHICH 6 A GUN SHOW OCCURS. 7 (8) "STATE FIREARMS DEALER PERMIT" MEANS A STATE FIREARMS 8 DEALER PERMIT DESCRIBED IN SECTION 18-12-401.5.

9 18-12-502. Gun show promoters - requirements - penalties.
10 (1) (a) FOR EACH GUN SHOW ORGANIZED AND OPERATED BY A GUN SHOW
11 PROMOTER, THE PROMOTER SHALL PREPARE A SECURITY PLAN. THE
12 SECURITY PLAN MUST INCLUDE:

(I) A LIST OF GUN SHOW VENDORS WHO WILL PARTICIPATE IN THE
GUN SHOW;

15 (II) THE ESTIMATED NUMBER OF ATTENDEES;

16 (III) THE NUMBER OF SECURITY PERSONNEL RETAINED BY THE GUN
17 SHOW PROMOTER TO PROVIDE SECURITY AT THE GUN SHOW, INCLUDING
18 THE NUMBER OF SECURITY PERSONNEL WHO ARE CERTIFIED BY THE PEACE
19 OFFICER STANDARDS AND TRAINING BOARD CREATED IN SECTION
20 24-31-302; AND

(IV) A FLOOR PLAN OR LAYOUT OF THE EVENT THAT INCLUDES
INFORMATION ABOUT THE LOCATION OF THE ENTRANCES AND EXITS AND
THE LOCATION OF VIDEO CAMERAS THAT PROVIDE VIDEO SURVEILLANCE
OF THE GUN SHOW.

(b) PURSUANT TO SUBSECTION (2)(a)(II) OF THIS SECTION, A GUN
SHOW PROMOTER SHALL SUBMIT THE SECURITY PLAN TO EACH LOCAL LAW
ENFORCEMENT AGENCY WITH JURISDICTION OVER THE GUN SHOW.

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(2) (a) FOR EACH GUN SHOW ORGANIZED AND OPERATED BY A
 PROMOTER, THE PROMOTER SHALL:

(I) HAVE IN FULL FORCE AND EFFECT A LIABILITY INSURANCE
POLICY THAT COVERS LOSSES OR DAMAGES OF AT LEAST ONE MILLION
DOLLARS TO ALL PERSONS, ARISING FROM AN INCIDENT THAT RESULTS IN
INJURY TO A PERSON OTHER THAN THE INSURED, WHILE THE PERSON IS IN
ATTENDANCE AT THE GUN SHOW. THE LIABILITY INSURANCE POLICY MUST
BE FROM AN INSURER AUTHORIZED TO DO BUSINESS IN COLORADO OR A
NONADMITTED INSURER, AS DEFINED IN SECTION 10-5-101.2.

(II) NO LATER THAN FOURTEEN DAYS BEFORE THE GUN SHOW,
SUBMIT THE SECURITY PLAN REQUIRED BY SUBSECTION (1) OF THIS
SECTION TO EACH LOCAL LAW ENFORCEMENT AGENCY WITH JURISDICTION
OVER THE GUN SHOW;

14

(III) OBTAIN, AT LEAST THREE DAYS BEFORE THE GUN SHOW, AND
RETAIN FOR SIX MONTHS AFTER THE GUN SHOW A CERTIFICATION FROM
EACH GUN SHOW VENDOR THAT COMPLIES WITH THE REQUIREMENTS OF
SECTION 18-12-504;

(IV) ENSURE THAT ALL ENTRANCES AND EXITS, INCLUDING FIRE
 EXITS, ARE EITHER GUARDED BY SECURITY PERSONNEL OR EQUIPPED WITH
 AN ALARM SYSTEM;

(V) PROVIDE VIDEO SURVEILLANCE OF THE GUN SHOW PARKING
AREA AND OF THE MAIN ENTRANCE AND MAIN EXIT DURING THE ENTIRE
TIME A GUN SHOW PROMOTER HAS ACCESS TO THE VENUE, INCLUDING
DURING VENDOR SETUP AND TAKEDOWN, AND MAINTAIN RECORDINGS OF
THE SURVEILLANCE FOR SIX MONTHS AFTER THE GUN SHOW. IF THE VENUE
CONDUCTS VIDEO SURVEILLANCE OF THE GUN SHOW PARKING AREA, THE

GUN SHOW PROMOTER IS NOT REQUIRED TO PROVIDE ADDITIONAL VIDEO
 SURVEILLANCE, BUT THE PROMOTER MUST RETAIN THE VIDEO
 SURVEILLANCE RECORDINGS FOR SIX MONTHS AFTER THE GUN SHOW AS
 REQUIRED IN THIS SUBSECTION (2)(a)(V).

5 (VI) ENSURE THAT EACH FIREARM BROUGHT INTO THE GUN SHOW 6 BY A PERSON OTHER THAN A GUN SHOW VENDOR, SECURITY PERSONNEL, 7 OR THE GUN SHOW PROMOTER IS CHECKED AND TAGGED. THE TAG MUST 8 STATE THAT ALL FIREARM TRANSFERS BETWEEN PRIVATE PARTIES AT THE 9 SHOW MUST BE CONDUCTED THROUGH A LICENSED DEALER. IN ORDER TO 10 BRING A FIREARM INTO A GUN SHOW, A PERSON MUST SIGN THE TAG AND 11 THE TAG MUST REMAIN ON THE FIREARM FOR THE ENTIRE TIME THE 12 FIREARM IS AT THE GUN SHOW.

13 (VII) PROHIBIT A PERSON UNDER THE AGE OF EIGHTEEN FROM 14 ENTERING THE GUN SHOW UNLESS THE PERSON IS ACCOMPANIED BY A 15 PARENT, GRANDPARENT, OR GUARDIAN; EXCEPT THAT A PROMOTER MAY 16 ALLOW A MEMBER OF THE UNITED STATES ARMED FORCES OR COLORADO 17 NATIONAL GUARD WHO IS ON ACTIVE DUTY AND WHO IS UNDER EIGHTEEN 18 YEARS OF AGE TO ENTER THE GUN SHOW WITHOUT A PARENT, 19 GRANDPARENT, OR GUARDIAN UPON THE MEMBER PRESENTING A VALID 20 MILITARY IDENTIFICATION CARD THAT DEMONSTRATES THAT THE PERSON 21 IS A MEMBER OF THE UNITED STATES ARMED FORCES OR COLORADO 22 NATIONAL GUARD;

(VIII) FOR EACH CUSTOMER WHO LEAVES THE GUN SHOW WITH A
PURCHASED FIREARM, CHECK THAT THE FIREARM WAS DELIVERED IN
COMPLIANCE WITH THE WAITING PERIOD REQUIRED IN SECTION 18-12-115
BY REQUIRING A PERSON LEAVING THE GUN SHOW WITH A PURCHASED
FIREARM TO DEMONSTRATE THAT THE WAITING PERIOD WAS COMPLIED

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1 WITH OR THAT AN EXCEPTION APPLIES; AND

2 (IX) POST THE FOLLOWING NOTICES AT EACH ENTRANCE AND
3 CONSPICUOUSLY AT LOCATIONS THROUGHOUT THE GUN SHOW:

4 (A) A NOTICE THAT STATES: "NO ONE MAY TRANSFER A FIREARM
5 WITHOUT FIRST OBTAINING A BACKGROUND CHECK THROUGH A LICENSED
6 GUN DEALER IF ANY PART OF THE TRANSACTION OCCURS ON THESE
7 PREMISES, INCLUDING THE PARKING FACILITIES. SECTION 18-12-506,
8 COLORADO REVISED STATUTES"; AND

9 (B) A NOTICE THAT A FIREARM LEFT IN AN UNATTENDED VEHICLE
10 IS REQUIRED TO BE SECURED IN THE VEHICLE IN ACCORDANCE WITH
11 SECTION 18-12-114.5.

12 (b) A GUN SHOW PROMOTER WHO VIOLATES A REQUIREMENT 13 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION COMMITS UNLAWFUL 14 GUN SHOW MANAGEMENT. UNLAWFUL GUN SHOW MANAGEMENT IS A 15 CLASS 2 MISDEMEANOR; EXCEPT THAT A SECOND OR SUBSEQUENT OFFENSE 16 IS A CLASS 1 MISDEMEANOR AND, IN ADDITION TO A PENALTY IMPOSED IN 17 ACCORDANCE WITH SECTION 18-1.3-501, THE PROMOTER IS ALSO 18 PROHIBITED FROM ACTING AS A GUN SHOW PROMOTER FOR FIVE YEARS, 19 BEGINNING ON THE DATE OF THE CONVICTION FOR THE SECOND OR 20 SUBSEQUENT OFFENSE.

18-12-503. Gun show vendors - federal firearms license and
state firearms dealer permit required - penalty. (1) (a) A GUN SHOW
VENDOR MUST BE A FEDERAL FIREARMS LICENSEE AND HOLD A VALID
STATE FIREARMS DEALER PERMIT. A PERSON WHO IS NOT A FEDERAL
FIREARMS LICENSEE AND DOES NOT HOLD A VALID STATE FIREARMS
DEALER PERMIT SHALL NOT PARTICIPATE IN A GUN SHOW AS A GUN SHOW
VENDOR.

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(b) A PERSON WHO HAS BEEN CONVICTED OF A SECOND OFFENSE
 OF UNLAWFUL GUN SHOW VENDOR ACTIVITY DESCRIBED IN SECTION
 18-12-505 SHALL NOT PARTICIPATE IN A GUN SHOW AS A GUN SHOW
 VENDOR.

5 (c) A PERSON WHO HAS NOT COMPLETED THE CERTIFICATION TO
6 THE GUN SHOW PROMOTER DESCRIBED IN SECTION 18-12-504, INCLUDING
7 ATTACHING A COPY OF THE VENDOR'S FEDERAL FIREARMS LICENSE AND
8 STATE FIREARMS DEALER PERMIT TO THE CERTIFICATION, SHALL NOT
9 PARTICIPATE IN A GUN SHOW AS A GUN SHOW VENDOR.

10 (2) A PERSON WHO VIOLATES THIS SECTION COMMITS UNLAWFUL
11 PARTICIPATION IN A GUN SHOW AS A GUN SHOW VENDOR. UNLAWFUL
12 PARTICIPATION IN A GUN SHOW AS A GUN SHOW VENDOR IS A CLASS 2
13 MISDEMEANOR; EXCEPT THAT A SECOND OR SUBSEQUENT OFFENSE IS A
14 CLASS 1 MISDEMEANOR.

15 18-12-504. Gun show vendor certification. (1) A GUN SHOW
16 VENDOR SHALL CERTIFY THE FOLLOWING TO A GUN SHOW PROMOTER, IN
17 A FORM DETERMINED BY THE GUN SHOW PROMOTER:

18 **GUN SHOW VENDOR** 19 **CERTIFICATION OF COMPLIANCE** 20 AS A VENDOR OF FIREARMS OR FIREARM 21 COMPONENTS AT THE GUN SHOW OPERATED BY 22 [PROMOTER'S NAME] TO BE HELD [DATE OR DATES OF GUN 23 SHOW] IN [CITY OR TOWN, IF APPLICABLE], 24 COUNTY, COLORADO, I CERTIFY TO THE PROMOTER OF THE 25 GUN SHOW THAT:

26I AM A FEDERAL FIREARMS LICENSEE AND I AM27PERMITTED BY THE STATE OF COLORADO TO SELL FIREARMS

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1 AT RETAIL.

2 I WILL DISPLAY A COPY OF THE FEDERAL LICENSE 3 AND STATE PERMIT AT MY BOOTH AT THE GUN SHOW. 4 I HAVE NEVER BEEN CONVICTED OF ILLEGAL 5 ACTIVITY INVOLVING FIREARMS. 6 I WILL ENSURE THAT ALL FIREARMS AND FRAMES OR 7 RECEIVERS OF FIREARMS SOLD BY ME AT THE GUN SHOW 8 WILL BE PRECEDED BY A BACKGROUND CHECK OF THE 9 PURCHASER AND COMPLY WITH THE THREE-DAY WAITING 10 PERIOD REQUIRED IN STATE LAW. 11 I WILL DISPLAY AND OFFER FOR SALE OR TRANSFER 12 AMMUNITION IN COMPLIANCE WITH ANY APPLICABLE STATE 13 OR FEDERAL LAW. 14 I WILL NOT SELL OR TRANSFER ANY WEAPONS OR 15 AMMUNITION THAT I AM PROHIBITED FROM SELLING 16 PURSUANT TO FEDERAL OR STATE LAW, INCLUDING, BUT 17 NOT LIMITED TO: 18 AMMUNITION MAGAZINES THAT ALLOW FOR MORE 19 THAN 15 ROUNDS OF AMMUNITION; 20 FIREARMS THAT HAVE FIXED MAGAZINES THAT 21 ALLOW FOR MORE THAN 15 ROUNDS OF AMMUNITION; 22 23 FIREARMS OR FRAMES OR RECEIVERS OF A FIREARM, 24 INCLUDING UNFINISHED FRAMES OR RECEIVERS, THAT ARE 25 UNSERIALIZED; AND 26 DANGEROUS WEAPONS, AS DEFINED IN SECTION 27 18-12-102, C.R.S., AND ILLEGAL WEAPONS, AS DEFINED IN

1 SECTION 18-12-102, C.R.S., UNLESS THE TRANSFEREE 2 PRESENTS A VALID PERMIT FOR POSSESSION OF THE WEAPON. 3 FURTHERMORE, I AM AWARE OF ADDITIONAL 4 PROHIBITED ITEMS IN THE CITY OR TOWN AND COUNTY IN 5 WHICH THE GUN SHOW WILL BE HELD, AND I WILL NOT 6 ENGAGE IN THE SALE OF THOSE ITEMS. 7 I UNDERSTAND THAT IF I SELL PROHIBITED ITEMS OR 8 CONDUCT SALES IN DANGEROUS OR ILLEGAL WEAPONS 9 WITHOUT THE TRANSFEREE PRESENTING A VALID PERMIT, I 10 MAY BE SUBJECT TO CRIMINAL PENALTIES UNDER FEDERAL, 11 STATE, OR LOCAL LAWS AND MAY BE PROHIBITED FROM 12 PARTICIPATING IN FUTURE GUN SHOWS IN THE STATE OF 13 COLORADO. VENDOR PRINTED NAME: 14 VENDOR SIGNATURE: 15 16 DATE: 17 (2) A GUN SHOW VENDOR SHALL ATTACH A COPY OF THE VENDOR'S 18 FEDERAL FIREARMS LICENSE AND STATE FIREARMS DEALER PERMIT TO THE 19 CERTIFICATION. 20 18-12-505. Gun show vendors - requirements - penalties. 21 (1) WHILE PARTICIPATING IN A GUN SHOW, A GUN SHOW VENDOR SHALL: 22 (a) **PROMINENTLY DISPLAY A COPY OF THE VENDOR'S FEDERAL** 23 FIREARMS LICENSE AND A COPY OF THE VENDOR'S STATE FIREARMS 24 DEALER PERMIT AT THE VENDOR'S PRIMARY PLACE OF BUSINESS AT THE 25 GUN SHOW; 26 (b) KEEP ALL FIREARMS IN THE VENDOR'S POSSESSION UNLOADED 27 AND SECURELY AFFIXED TO THE VENDOR'S COUNTERTOP OR WALL BY USE

1 OF A PLASTIC TIE OR ELECTRONICALLY MONITORED WIRE; 2 (c) DISPLAY AND OFFER FOR SALE OR TRANSFER AMMUNITION IN 3 COMPLIANCE WITH ANY APPLICABLE STATE OR FEDERAL LAW; AND 4 INCLUDE WITH EACH SOLD FIREARM THE FOLLOWING (d)5 INFORMATION, IN WRITING: 6 FIREARMS STORAGE AND REPORTING REQUIREMENTS: 7 FIREARMS MUST BE RESPONSIBLY AND SECURELY STORED 8 WHEN THEY ARE NOT IN USE TO PREVENT ACCESS BY 9 UNSUPERVISED JUVENILES AND OTHER UNAUTHORIZED 10 USERS. SECTION 18-12-114, C.R.S. 11 FIREARMS LEFT IN AN UNATTENDED VEHICLE MUST BE 12 STORED IN ACCORDANCE WITH STATE LAW. SECTION 13 18-12-114.5, C.R.S. 14 IF A FIREARM IS LOST OR STOLEN, THE OWNER OF THE 15 FIREARM MUST REPORT THE LOSS OR THEFT TO A LAW 16 ENFORCEMENT AGENCY NOT MORE THAN FIVE DAYS AFTER 17 DISCOVERING THAT THE FIREARM HAS BEEN LOST OR 18 STOLEN. SECTION 18-12-113. C.R.S. 19 (2) A GUN SHOW VENDOR WHO VIOLATES THIS SECTION COMMITS 20 UNLAWFUL GUN SHOW VENDOR ACTIVITY. UNLAWFUL GUN SHOW VENDOR 21 ACTIVITY IS A CLASS 2 MISDEMEANOR; EXCEPT THAT A SECOND OR 22 SUBSEQUENT OFFENSE IS A CLASS 1 MISDEMEANOR AND, PURSUANT TO 23 SECTION 18-12-503 (1)(b), THE PERSON WHO HAS COMMITTED A SECOND 24 OR SUBSEQUENT OFFENSE OF UNLAWFUL GUN SHOW VENDOR ACTIVITY IS 25 PROHIBITED FROM PARTICIPATING AS A VENDOR AT A GUN SHOW. 26 18-12-506. Background checks at gun shows - records - fees -

27 notice posted by promoter - penalties - definition. (1) (a) [Similar to

former 18-12-501 (1)] BEFORE A GUN SHOW VENDOR TRANSFERS OR
 ATTEMPTS TO TRANSFER A FIREARM AT A GUN SHOW, THE VENDOR SHALL:
 (I) REQUIRE THAT A BACKGROUND CHECK, IN ACCORDANCE WITH
 SECTION 24-33.5-424, BE CONDUCTED OF THE PROSPECTIVE TRANSFEREE;
 AND

6 (II) OBTAIN APPROVAL OF A TRANSFER FROM THE COLORADO
7 BUREAU OF INVESTIGATION AFTER A BACKGROUND CHECK HAS BEEN
8 REQUESTED BY A LICENSED GUN DEALER, IN ACCORDANCE WITH SECTION
9 24-33.5-424.

(b) [Similar to former 18-12-501 (2)] A GUN SHOW PROMOTER
SHALL ARRANGE FOR THE SERVICES OF ONE OR MORE LICENSED GUN
DEALERS ON THE PREMISES OF THE GUN SHOW TO OBTAIN THE
BACKGROUND CHECKS REQUIRED BY THIS SECTION.

14 (c) [Similar to former 18-12-501 (3)] IF ANY PART OF A FIREARM
15 TRANSACTION TAKES PLACE AT A GUN SHOW, THE TRANSFEROR SHALL NOT
16 TRANSFER THE FIREARM UNLESS A BACKGROUND CHECK HAS BEEN
17 OBTAINED BY A LICENSED GUN DEALER.

18 (d) [Similar to former 18-12-501 (4)] A PERSON WHO VIOLATES
19 THIS SUBSECTION (1) COMMITS A CLASS 1 MISDEMEANOR.

(2) [Similar to former 18-12-502] (a) A LICENSED GUN DEALER
WHO OBTAINS A BACKGROUND CHECK ON A PROSPECTIVE TRANSFEREE
SHALL RECORD THE TRANSFER, AS REQUIRED IN SECTION 18-12-402, AND
RETAIN THE RECORDS, AS REQUIRED IN SECTION 18-12-403, IN THE SAME
MANNER AS WHEN CONDUCTING A SALE, RENTAL, OR EXCHANGE AT
RETAIL.

26 (b) ANY INDIVIDUAL WHO KNOWINGLY GIVES FALSE INFORMATION
27 IN CONNECTION WITH THE MAKING OF THE RECORDS DESCRIBED IN THIS

1 SUBSECTION (2) COMMITS A CLASS 1 MISDEMEANOR.

(3) Reserved.

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3 (4) [Similar to former 18-12-504] (a) A GUN SHOW PROMOTER
4 SHALL PROMINENTLY POST A NOTICE, IN A FORM TO BE PRESCRIBED BY THE
5 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY OR THE
6 EXECUTIVE DIRECTOR'S DESIGNEE, SETTING FORTH THE REQUIREMENT FOR
7 A BACKGROUND CHECK REQUIRED IN THIS SECTION.

- 8 (b) A GUN SHOW PROMOTER WHO VIOLATES THIS SUBSECTION (4)
  9 COMMITS A CLASS 2 MISDEMEANOR.
- 10 (5) [Similar to former 18-12-505] THIS SECTION DOES NOT APPLY
  11 TO THE TRANSFER OF AN ANTIQUE FIREARM, AS DEFINED IN 18 U.S.C. SEC.
  12 921(a)(16), OR A CURIO OR RELIC, AS DEFINED IN 27 CFR SEC. <u>478.11.</u>

(6) [Similar to former 18-12-506 (6)] As used in this section,
UNLESS THE CONTEXT OTHERWISE REQUIRES, "LICENSED GUN DEALER"
MEANS ANY PERSON WHO IS A LICENSED IMPORTER, LICENSED
MANUFACTURER, OR DEALER LICENSED PURSUANT TO 18 U.S.C. SEC. 923,
AS A FEDERALLY LICENSED FIREARMS DEALER.

(7) [Similar to former 18-12-507] THE GENERAL ASSEMBLY
SHALL APPROPRIATE MONEY AS NECESSARY TO IMPLEMENT THIS SECTION.
SECTION 3. In Colorado Revised Statutes, 18-12-406, amend
as it will become effective July 1, 2025, (3)(a) as follows:

18-12-406. Requirements for firearms dealers - training securing firearms - sale outside of business hours prohibited - rules
- penalty. (3) A dealer shall not sell or transfer a firearm:

(a) Outside of the dealer's posted business hours; except that a
 dealer may sell or transfer a firearm at a gun show, as defined in section
 18-12-506 SECTION 18-12-501, outside of the dealer's posted business

1 hours; or

2 SECTION 4. In Colorado Revised Statutes, 39-37-103, amend
3 (6) as follows:

39-37-103. Definitions. As used in this article 37, unless the
context otherwise requires:

6 (6) "Firearm" or "gun" means a firearm as defined in section
7 18-12-101 (1)(b.7) and any instrument or device described in section
8 18-1-901 (3)(h) OR 18-12-401 (1)(a). or 18-12-506 (2).

9 SECTION 5. Act subject to petition - effective date -10 **applicability.** (1) This act takes effect January 1, 2026; except that, if a 11 referendum petition is filed pursuant to section 1 (3) of article V of the 12 state constitution against this act or an item, section, or part of this act 13 within the ninety-day period after final adjournment of the general 14 assembly, then the act, item, section, or part will not take effect unless 15 approved by the people at the general election to be held in November 16 2026 and, in such case, will take effect on the date of the official 17 declaration of the vote thereon by the governor.

18 (2) This act applies to gun shows held on or after the applicable19 effective date of this act.