
SENATE BILL 5099

State of Washington

69th Legislature

2025 Regular Session

By Senators Lovick and Pedersen

Prefiled 12/20/24.

1 AN ACT Relating to protecting the public from gun violence by
2 establishing additional requirements for the business operations of
3 licensed firearms dealers; amending RCW 9.41.100 and 9.41.110;
4 reenacting and amending RCW 9.41.010; and adding new sections to
5 chapter 9.41 RCW.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 9.41.010 and 2024 c 289 s 1 and 2024 c 62 s 32 are
8 each reenacted and amended to read as follows:

9 Unless the context clearly requires otherwise, the definitions in
10 this section apply throughout this chapter.

11 (1) "Antique firearm" means a firearm or replica of a firearm not
12 designed or redesigned for using rim fire or conventional center fire
13 ignition with fixed ammunition and manufactured in or before 1898,
14 including any matchlock, flintlock, percussion cap, or similar type
15 of ignition system and also any firearm using fixed ammunition
16 manufactured in or before 1898, for which ammunition is no longer
17 manufactured in the United States and is not readily available in the
18 ordinary channels of commercial trade.

19 (2) (a) "Assault weapon" means:

20 (i) Any of the following specific firearms regardless of which
21 company produced and manufactured the firearm:

1	AK-47 in all forms
2	AK-74 in all forms
3	Algimec AGM-1 type semiautomatic
4	American Arms Spectre da semiautomatic carbine
5	AR15, M16, or M4 in all forms
6	AR 180 type semiautomatic
7	Argentine L.S.R. semiautomatic
8	Australian Automatic
9	Auto-Ordnance Thompson M1 and 1927 semiautomatics
10	Barrett .50 cal light semiautomatic
11	Barrett .50 cal M87
12	Barrett .50 cal M107A1
13	Barrett REC7
14	Beretta AR70/S70 type semiautomatic
15	Bushmaster Carbon 15
16	Bushmaster ACR
17	Bushmaster XM-15
18	Bushmaster MOE
19	Calico models M100 and M900
20	CETME Sporter
21	CIS SR 88 type semiautomatic
22	Colt CAR 15
23	Daewoo K-1
24	Daewoo K-2
25	Dragunov semiautomatic
26	Fabrique Nationale FAL in all forms
27	Fabrique Nationale F2000
28	Fabrique Nationale L1A1 Sporter
29	Fabrique Nationale M249S
30	Fabrique Nationale PS90
31	Fabrique Nationale SCAR
32	FAMAS .223 semiautomatic

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Galil
Heckler & Koch G3 in all forms
Heckler & Koch HK-41/91
Heckler & Koch HK-43/93
Heckler & Koch HK94A2/3
Heckler & Koch MP-5 in all forms
Heckler & Koch PSG-1
Heckler & Koch SL8
Heckler & Koch UMP
Manchester Arms Commando MK-45
Manchester Arms MK-9
SAR-4800
SIG AMT SG510 in all forms
SIG SG550 in all forms
SKS
Spectre M4
Springfield Armory BM-59
Springfield Armory G3
Springfield Armory SAR-8
Springfield Armory SAR-48
Springfield Armory SAR-3
Springfield Armory M-21 sniper
Springfield Armory M1A
Smith & Wesson M&P 15
Sterling Mk 1
Sterling Mk 6/7
Steyr AUG
TNW M230
FAMAS F11
Uzi 9mm carbine/rifle

31 (ii) A semiautomatic rifle that has an overall length of less
32 than 30 inches;

1 (iii) A conversion kit, part, or combination of parts, from which
2 an assault weapon can be assembled or from which a firearm can be
3 converted into an assault weapon if those parts are in the possession
4 or under the control of the same person; or

5 (iv) A semiautomatic, center fire rifle that has the capacity to
6 accept a detachable magazine and has one or more of the following:

7 (A) A grip that is independent or detached from the stock that
8 protrudes conspicuously beneath the action of the weapon. The
9 addition of a fin attaching the grip to the stock does not exempt the
10 grip if it otherwise resembles the grip found on a pistol;

11 (B) Thumbhole stock;

12 (C) Folding or telescoping stock;

13 (D) Forward pistol, vertical, angled, or other grip designed for
14 use by the nonfiring hand to improve control;

15 (E) Flash suppressor, flash guard, flash eliminator, flash hider,
16 sound suppressor, silencer, or any item designed to reduce the visual
17 or audio signature of the firearm;

18 (F) Muzzle brake, recoil compensator, or any item designed to be
19 affixed to the barrel to reduce recoil or muzzle rise;

20 (G) Threaded barrel designed to attach a flash suppressor, sound
21 suppressor, muzzle break, or similar item;

22 (H) Grenade launcher or flare launcher; or

23 (I) A shroud that encircles either all or part of the barrel
24 designed to shield the bearer's hand from heat, except a solid
25 forearm of a stock that covers only the bottom of the barrel;

26 (v) A semiautomatic, center fire rifle that has a fixed magazine
27 with the capacity to accept more than 10 rounds;

28 (vi) A semiautomatic pistol that has the capacity to accept a
29 detachable magazine and has one or more of the following:

30 (A) A threaded barrel, capable of accepting a flash suppressor,
31 forward handgrip, or silencer;

32 (B) A second hand grip;

33 (C) A shroud that encircles either all or part of the barrel
34 designed to shield the bearer's hand from heat, except a solid
35 forearm of a stock that covers only the bottom of the barrel; or

36 (D) The capacity to accept a detachable magazine at some location
37 outside of the pistol grip;

38 (vii) A semiautomatic shotgun that has any of the following:

39 (A) A folding or telescoping stock;

1 (B) A grip that is independent or detached from the stock that
2 protrudes conspicuously beneath the action of the weapon. The
3 addition of a fin attaching the grip to the stock does not exempt the
4 grip if it otherwise resembles the grip found on a pistol;

5 (C) A thumbhole stock;

6 (D) A forward pistol, vertical, angled, or other grip designed
7 for use by the nonfiring hand to improve control;

8 (E) A fixed magazine in excess of seven rounds; or

9 (F) A revolving cylinder shotgun.

10 (b) For the purposes of this subsection, "fixed magazine" means
11 an ammunition feeding device contained in, or permanently attached
12 to, a firearm in such a manner that the device cannot be removed
13 without disassembly of the firearm action.

14 (c) "Assault weapon" does not include antique firearms, any
15 firearm that has been made permanently inoperable, or any firearm
16 that is manually operated by bolt, pump, lever, or slide action.

17 (3) "Assemble" means to fit together component parts.

18 (4) "Barrel length" means the distance from the bolt face of a
19 closed action down the length of the axis of the bore to the crown of
20 the muzzle, or in the case of a barrel with attachments to the end of
21 any legal device permanently attached to the end of the muzzle.

22 (5) "Bump-fire stock" means a butt stock designed to be attached
23 to a semiautomatic firearm with the effect of increasing the rate of
24 fire achievable with the semiautomatic firearm to that of a fully
25 automatic firearm by using the energy from the recoil of the firearm
26 to generate reciprocating action that facilitates repeated activation
27 of the trigger.

28 (6) "Conviction" or "convicted" means, whether in an adult court
29 or adjudicated in a juvenile court, that a plea of guilty has been
30 accepted or a verdict of guilty has been filed, or a finding of guilt
31 has been entered, notwithstanding the pendency of any future
32 proceedings including, but not limited to, sentencing or disposition,
33 posttrial or post-fact-finding motions, and appeals. "Conviction"
34 includes a dismissal entered after a period of probation, suspension,
35 or deferral of sentence, and also includes equivalent dispositions by
36 courts in jurisdictions other than Washington state.

37 (7) "Crime of violence" means:

38 (a) Any of the following felonies, as now existing or hereafter
39 amended: Any felony defined under any law as a class A felony or an
40 attempt to commit a class A felony, criminal solicitation of or

1 criminal conspiracy to commit a class A felony, manslaughter in the
2 first degree, manslaughter in the second degree, indecent liberties
3 if committed by forcible compulsion, kidnapping in the second degree,
4 arson in the second degree, assault in the second degree, assault of
5 a child in the second degree, extortion in the first degree, burglary
6 in the second degree, residential burglary, and robbery in the second
7 degree;

8 (b) Any conviction for a felony offense in effect at any time
9 prior to June 6, 1996, which is comparable to a felony classified as
10 a crime of violence in (a) of this subsection; and

11 (c) Any federal or out-of-state conviction for an offense
12 comparable to a felony classified as a crime of violence under (a) or
13 (b) of this subsection.

14 (8) "Curio or relic" has the same meaning as provided in 27
15 C.F.R. Sec. 478.11.

16 (9) "Dealer" means a person who or business that has engaged in
17 the ((business of selling)) wholesale or retail sale of firearms ((at
18 wholesale or retail)), frames, or receivers, or who has, or is
19 required to have, a federal firearms license under 18 U.S.C. Sec.
20 923(a). ~~((A person who does not have, and is not required to have, a~~
21 ~~federal firearms license under 18 U.S.C. Sec. 923(a), is not a dealer~~
22 ~~if that person makes only occasional sales, exchanges, or purchases~~
23 ~~of firearms for the enhancement of a personal collection or for a~~
24 ~~hobby, or sells all or part of his or her personal collection of~~
25 ~~firearms.)) For the purposes of this section, a dealer does not
26 include persons who or businesses that have sold 10 or fewer
27 firearms, frames, or receivers, either finished or unfinished, in a
28 12-month period.~~

29 (10) "Detachable magazine" means an ammunition feeding device
30 that can be loaded or unloaded while detached from a firearm and
31 readily inserted into a firearm.

32 (11) "Distribute" means to give out, provide, make available, or
33 deliver a firearm or large capacity magazine to any person in this
34 state, with or without consideration, whether the distributor is in-
35 state or out-of-state. "Distribute" includes, but is not limited to,
36 filling orders placed in this state, online or otherwise.
37 "Distribute" also includes causing a firearm or large capacity
38 magazine to be delivered in this state.

39 (12) "Domestic violence" has the same meaning as provided in RCW
40 10.99.020.

1 (13) "Family or household member" has the same meaning as in RCW
2 7.105.010.

3 (14) "Federal firearms dealer" means a licensed dealer as defined
4 in 18 U.S.C. Sec. 921(a)(11).

5 (15) "Federal firearms importer" means a licensed importer as
6 defined in 18 U.S.C. Sec. 921(a)(9).

7 (16) "Federal firearms manufacturer" means a licensed
8 manufacturer as defined in 18 U.S.C. Sec. 921(a)(10).

9 (17) "Felony" means any felony offense under the laws of this
10 state or any federal or out-of-state offense comparable to a felony
11 offense under the laws of this state.

12 (18) "Felony firearm offender" means a person who has previously
13 been convicted or found not guilty by reason of insanity in this
14 state of any felony firearm offense. A person is not a felony firearm
15 offender under this chapter if any and all qualifying offenses have
16 been the subject of an expungement, pardon, annulment, certificate,
17 or rehabilitation, or other equivalent procedure based on a finding
18 of the rehabilitation of the person convicted or a pardon, annulment,
19 or other equivalent procedure based on a finding of innocence.

20 (19) "Felony firearm offense" means:

21 (a) Any felony offense that is a violation of this chapter;

22 (b) A violation of RCW 9A.36.045;

23 (c) A violation of RCW 9A.56.300;

24 (d) A violation of RCW 9A.56.310;

25 (e) Any felony offense if the offender was armed with a firearm
26 in the commission of the offense.

27 (20) "Firearm" means a weapon or device from which a projectile
28 or projectiles may be fired by an explosive such as gunpowder. For
29 the purposes of RCW 9.41.040, "firearm" also includes frames and
30 receivers. "Firearm" does not include a flare gun or other
31 pyrotechnic visual distress signaling device, or a powder-actuated
32 tool or other device designed solely to be used for construction
33 purposes.

34 (21)(a) "Frame or receiver" means a part of a firearm that, when
35 the complete firearm is assembled, is visible from the exterior and
36 provides housing or a structure designed to hold or integrate one or
37 more fire control components, even if pins or other attachments are
38 required to connect the fire control components. Any such part
39 identified with a serial number shall be presumed, absent an official
40 determination by the bureau of alcohol, tobacco, firearms, and

1 explosives or other reliable evidence to the contrary, to be a frame
2 or receiver.

3 (b) For purposes of this subsection, "fire control component"
4 means a component necessary for the firearm to initiate, complete, or
5 continue the firing sequence, including any of the following: Hammer,
6 bolt, bolt carrier, breechblock, cylinder, trigger mechanism, firing
7 pin, striker, or slide rails.

8 (22) "Gun" has the same meaning as firearm.

9 (23) "Import" means to move, transport, or receive an item from a
10 place outside the territorial limits of the state of Washington to a
11 place inside the territorial limits of the state of Washington.
12 "Import" does not mean situations where an individual possesses a
13 large capacity magazine or assault weapon when departing from, and
14 returning to, Washington state, so long as the individual is
15 returning to Washington in possession of the same large capacity
16 magazine or assault weapon the individual transported out of state.

17 (24) "Intimate partner" has the same meaning as provided in RCW
18 7.105.010.

19 (25) "Large capacity magazine" means an ammunition feeding device
20 with the capacity to accept more than 10 rounds of ammunition, or any
21 conversion kit, part, or combination of parts, from which such a
22 device can be assembled if those parts are in possession of or under
23 the control of the same person, but shall not be construed to include
24 any of the following:

25 (a) An ammunition feeding device that has been permanently
26 altered so that it cannot accommodate more than 10 rounds of
27 ammunition;

28 (b) A 22 caliber tube ammunition feeding device; or

29 (c) A tubular magazine that is contained in a lever-action
30 firearm.

31 (26) "Law enforcement officer" includes a general authority
32 Washington peace officer as defined in RCW 10.93.020, or a specially
33 commissioned Washington peace officer as defined in RCW 10.93.020.
34 "Law enforcement officer" also includes a limited authority
35 Washington peace officer as defined in RCW 10.93.020 if such officer
36 is duly authorized by his or her employer to carry a concealed
37 pistol.

38 (27) "Lawful permanent resident" has the same meaning afforded a
39 person "lawfully admitted for permanent residence" in 8 U.S.C. Sec.
40 1101(a)(20).

1 (28) "Licensed collector" means a person who is federally
2 licensed under 18 U.S.C. Sec. 923(b).

3 (29) "Licensed dealer" means a person who is federally licensed
4 under 18 U.S.C. Sec. 923(a).

5 (30) "Loaded" means:

6 (a) There is a cartridge in the chamber of the firearm;

7 (b) Cartridges are in a clip that is locked in place in the
8 firearm;

9 (c) There is a cartridge in the cylinder of the firearm, if the
10 firearm is a revolver;

11 (d) There is a cartridge in the tube or magazine that is inserted
12 in the action; or

13 (e) There is a ball in the barrel and the firearm is capped or
14 primed if the firearm is a muzzle loader.

15 (31) "Machine gun" means any firearm known as a machine gun,
16 mechanical rifle, submachine gun, or any other mechanism or
17 instrument not requiring that the trigger be pressed for each shot
18 and having a reservoir clip, disc, drum, belt, or other separable
19 mechanical device for storing, carrying, or supplying ammunition
20 which can be loaded into the firearm, mechanism, or instrument, and
21 fired therefrom at the rate of five or more shots per second.

22 (32) "Manufacture" means, with respect to a firearm or large
23 capacity magazine, the fabrication, making, formation, production, or
24 construction of a firearm or large capacity magazine, by manual labor
25 or by machinery.

26 (33) "Mental health professional" means a psychiatrist,
27 psychologist, or physician assistant working with a psychiatrist who
28 is acting as a participating physician as defined in RCW 18.71A.010,
29 psychiatric advanced registered nurse practitioner, psychiatric
30 nurse, social worker, mental health counselor, marriage and family
31 therapist, or such other mental health professionals as may be
32 defined in statute or by rules adopted by the department of health
33 pursuant to the provisions of chapter 71.05 RCW.

34 (34) "Nonimmigrant alien" means a person defined as such in 8
35 U.S.C. Sec. 1101(a) (15).

36 (35) "Person" means any individual, corporation, company,
37 association, firm, partnership, club, organization, society, joint
38 stock company, or other legal entity.

1 (36) "Pistol" means any firearm with a barrel less than 16 inches
2 in length, or is designed to be held and fired by the use of a single
3 hand.

4 (37) "Rifle" means a weapon designed or redesigned, made or
5 remade, and intended to be fired from the shoulder and designed or
6 redesigned, made or remade, and intended to use the energy of the
7 explosive in a fixed metallic cartridge to fire only a single
8 projectile through a rifled bore for each single pull of the trigger.

9 (38) "Sale" and "sell" mean the actual approval of the delivery
10 of a firearm in consideration of payment or promise of payment.

11 (39) "Secure gun storage" means:

12 (a) A locked box, gun safe, or other secure locked storage space
13 that is designed to prevent unauthorized use or discharge of a
14 firearm; and

15 (b) The act of keeping an unloaded firearm stored by such means.

16 (40) "Semiautomatic" means any firearm which utilizes a portion
17 of the energy of a firing cartridge to extract the fired cartridge
18 case and chamber the next round, and which requires a separate pull
19 of the trigger to fire each cartridge.

20 (41)(a) "Semiautomatic assault rifle" means any rifle which
21 utilizes a portion of the energy of a firing cartridge to extract the
22 fired cartridge case and chamber the next round, and which requires a
23 separate pull of the trigger to fire each cartridge.

24 (b) "Semiautomatic assault rifle" does not include antique
25 firearms, any firearm that has been made permanently inoperable, or
26 any firearm that is manually operated by bolt, pump, lever, or slide
27 action.

28 (42) "Serious offense" means any of the following felonies or a
29 felony attempt to commit any of the following felonies, as now
30 existing or hereafter amended:

31 (a) Any crime of violence;

32 (b) Any felony violation of the uniform controlled substances
33 act, chapter 69.50 RCW, that is classified as a class B felony or
34 that has a maximum term of imprisonment of at least 10 years;

35 (c) Child molestation in the second degree;

36 (d) Incest when committed against a child under age 14;

37 (e) Indecent liberties;

38 (f) Leading organized crime;

39 (g) Promoting prostitution in the first degree;

40 (h) Rape in the third degree;

- 1 (i) Drive-by shooting;
- 2 (j) Sexual exploitation;
- 3 (k) Vehicular assault, when caused by the operation or driving of
4 a vehicle by a person while under the influence of intoxicating
5 liquor or any drug or by the operation or driving of a vehicle in a
6 reckless manner;
- 7 (l) Vehicular homicide, when proximately caused by the driving of
8 any vehicle by any person while under the influence of intoxicating
9 liquor or any drug as defined by RCW 46.61.502, or by the operation
10 of any vehicle in a reckless manner;
- 11 (m) Any other class B felony offense with a finding of sexual
12 motivation, as "sexual motivation" is defined under RCW 9.94A.030;
- 13 (n) Any other felony with a deadly weapon verdict under RCW
14 9.94A.825;
- 15 (o) Any felony offense in effect at any time prior to June 6,
16 1996, that is comparable to a serious offense, or any federal or out-
17 of-state conviction for an offense that under the laws of this state
18 would be a felony classified as a serious offense;
- 19 (p) Any felony conviction under RCW 9.41.115; or
- 20 (q) Any felony charged under RCW 46.61.502(6) or 46.61.504(6).
- 21 (43) "Sex offense" has the same meaning as provided in RCW
22 9.94A.030.
- 23 (44) "Short-barreled rifle" means a rifle having one or more
24 barrels less than 16 inches in length and any weapon made from a
25 rifle by any means of modification if such modified weapon has an
26 overall length of less than 26 inches.
- 27 (45) "Short-barreled shotgun" means a shotgun having one or more
28 barrels less than 18 inches in length and any weapon made from a
29 shotgun by any means of modification if such modified weapon has an
30 overall length of less than 26 inches.
- 31 (46) "Shotgun" means a weapon with one or more barrels, designed
32 or redesigned, made or remade, and intended to be fired from the
33 shoulder and designed or redesigned, made or remade, and intended to
34 use the energy of the explosive in a fixed shotgun shell to fire
35 through a smooth bore either a number of ball shot or a single
36 projectile for each single pull of the trigger.
- 37 (47) "Substance use disorder professional" means a person
38 certified under chapter 18.205 RCW.
- 39 (48) "Transfer" means the intended delivery of a firearm to
40 another person without consideration of payment or promise of payment

1 including, but not limited to, gifts and loans. "Transfer" does not
2 include the delivery of a firearm owned or leased by an entity
3 licensed or qualified to do business in the state of Washington to,
4 or return of such a firearm by, any of that entity's employees or
5 agents, defined to include volunteers participating in an honor
6 guard, for lawful purposes in the ordinary course of business.

7 (49) "Undetectable firearm" means any firearm that is not as
8 detectable as 3.7 ounces of 17-4 PH stainless steel by walk-through
9 metal detectors or magnetometers commonly used at airports or any
10 firearm where the barrel, the slide or cylinder, or the frame or
11 receiver of the firearm would not generate an image that accurately
12 depicts the shape of the part when examined by the types of X-ray
13 machines commonly used at airports.

14 (50)(a) "Unfinished frame or receiver" means a frame or receiver
15 that is partially complete, disassembled, or inoperable, that: (i)
16 Has reached a stage in manufacture where it may readily be completed,
17 assembled, converted, or restored to a functional state; or (ii) is
18 marketed or sold to the public to become or be used as the frame or
19 receiver of a functional firearm once finished or completed,
20 including without limitation products marketed or sold to the public
21 as an 80 percent frame or receiver or unfinished frame or receiver.

22 (b) For purposes of this subsection:

23 (i) "Readily" means a process that is fairly or reasonably
24 efficient, quick, and easy, but not necessarily the most efficient,
25 speedy, or easy process. Factors relevant in making this
26 determination, with no single one controlling, include the following:
27 (A) Time, i.e., how long it takes to finish the process; (B) ease,
28 i.e., how difficult it is to do so; (C) expertise, i.e., what
29 knowledge and skills are required; (D) equipment, i.e., what tools
30 are required; (E) availability, i.e., whether additional parts are
31 required, and how easily they can be obtained; (F) expense, i.e., how
32 much it costs; (G) scope, i.e., the extent to which the subject of
33 the process must be changed to finish it; and (H) feasibility, i.e.,
34 whether the process would damage or destroy the subject of the
35 process, or cause it to malfunction.

36 (ii) "Partially complete," as it modifies frame or receiver,
37 means a forging, casting, printing, extrusion, machined body, or
38 similar article that has reached a stage in manufacture where it is
39 clearly identifiable as an unfinished component part of a firearm.

1 (51) "Unlicensed person" means any person who is not a licensed
2 dealer under this chapter.

3 (52) "Untraceable firearm" means any firearm manufactured after
4 July 1, 2019, that is not an antique firearm and that cannot be
5 traced by law enforcement by means of a serial number affixed to the
6 firearm by a federal firearms manufacturer, federal firearms
7 importer, or federal firearms dealer in compliance with all federal
8 laws and regulations.

9 (53) "Washington state patrol firearms background check program"
10 means the division within the state patrol that conducts background
11 checks for all firearm transfers and the disposition of firearms.

12 **Sec. 2.** RCW 9.41.100 and 1994 sp.s. c 7 s 415 are each amended
13 to read as follows:

14 Every dealer shall be licensed as provided in RCW 9.41.110 and
15 shall register with the department of revenue as provided in chapters
16 82.04 and 82.32 RCW. A state license issued pursuant to RCW 9.41.110
17 is not transferable.

18 **Sec. 3.** RCW 9.41.110 and 2024 c 288 s 1 are each amended to read
19 as follows:

20 (1) (a) No dealer may sell or otherwise transfer, or expose for
21 sale or transfer, or have in his or her possession with intent to
22 sell, or otherwise transfer, any ~~((pistol))~~ firearm or ammunition
23 without being licensed as provided in this section.

24 ~~((2) No dealer may sell or otherwise transfer, or expose for~~
25 ~~sale or transfer, or have in his or her possession with intent to~~
26 ~~sell, or otherwise transfer, any firearm other than a pistol without~~
27 ~~being licensed as provided in this section.~~

28 ~~(3) No dealer may sell or otherwise transfer, or expose for sale~~
29 ~~or transfer, or have in his or her possession with intent to sell, or~~
30 ~~otherwise transfer, any ammunition without being licensed as provided~~
31 ~~in this section.~~

32 ~~(4) The duly constituted licensing authorities of any city, town,~~
33 ~~or political subdivision of this state))~~

34 (b) Until July 1, 2026, a dealer who submits a sufficient
35 application on or before January 1, 2026, may continue to engage in
36 the business of dealing in firearms pursuant to state law until
37 Washington state patrol has acted upon the application.

1 (2) (a) Washington state patrol shall grant licenses ((in forms
2 prescribed by the director of licensing)) completed in accordance
3 with (b) of this subsection unless the applicant does not meet the
4 eligibility requirements described in subsection (3) of this section
5 or the applicant has made a false statement on the application. Such
6 a license shall be effective for not more than one year from the date
7 of issue permitting the licensee to sell firearms within this state
8 subject to the following conditions, for breach of any of which the
9 license shall be forfeited and the licensee subject to punishment as
10 provided in this chapter. ((A licensing authority shall forward a
11 copy of each license granted to the department of licensing. The
12 department of licensing)) Washington state patrol shall notify the
13 department of revenue of the name and address of each dealer licensed
14 under this section. ((Any law enforcement agency)) Washington state
15 patrol, acting within the scope of its jurisdiction, may investigate
16 a breach of the licensing conditions established in this chapter.

17 ((+5)) (b) A person applying for a state license pursuant to
18 this section must complete an application as provided by Washington
19 state patrol rule and pay the application fee established in
20 subsection (15) (h) (i) of this section. A valid license application
21 must include:

22 (i) A completed application form;

23 (ii) A copy of the applicant's valid Washington state driver's
24 license or state identification card;

25 (iii) A copy of the lease or deed for the intended business site;

26 (iv) The required documents for opening a business in the
27 locality;

28 (v) The application fee;

29 (vi) A copy of the insurance required under subsection (14) (a) of
30 this section;

31 (vii) The completed fingerprinting and background check as
32 described in subsection (3) (b) of this section; and

33 (viii) Any other materials required by Washington state patrol
34 pursuant to section 4 of this act.

35 (c) Washington state patrol shall conduct an on-site inspection
36 of 10 percent of state license holders' places of business annually
37 to ensure dealers are complying with the requirements to hold a state
38 license.

39 (d) In addition to the inspection required under (c) of this
40 subsection, Washington state patrol may conduct reasonable periodic

1 unannounced inspections of a state license holder's place of business
2 during the dealer's regular posted business hours to ensure that the
3 state license holder is complying with the license requirements.

4 (e) No later than December 1, 2026, and no later than December
5 1st of each year thereafter, Washington state patrol shall submit a
6 report to the legislature about firearm dealer licensing in the prior
7 state fiscal year. The report shall include, at minimum:

8 (i) The number of license applications received, granted, and
9 denied;

10 (ii) The number of inspections conducted;

11 (iii) The number of warnings issued to dealers for violating the
12 requirements of this act and the basis for the issued warnings;

13 (iv) The amount of fee money collected and deposited into the
14 firearm licensing account created in section 5 of this act in the
15 fiscal year period; and

16 (v) The total amounts spent on licensing costs and inspections.

17 The report may include information about the race, gender, and
18 geographic location of persons who applied for a license, including
19 whether the application was granted or denied, and persons whose
20 licenses were revoked. The report shall be made available to the
21 public no more than 90 days after submission to the legislature.

22 (3)(a) ((A licensing authority)) Washington state patrol shall,
23 within 30 days after the filing of an application of any person for a
24 dealer's license, determine whether to grant the license. However, if
25 the applicant does not have a valid permanent Washington driver's
26 license or Washington state identification card, or has not been a
27 resident of the state for the previous consecutive 90 days, ((the
28 licensing authority)) Washington state patrol shall have up to 60
29 days to determine whether to issue a license provided that at least
30 one person listed on the dealer's federal firearms license as a
31 responsible person has a valid permanent Washington driver's license,
32 Washington state identification card, or has been a resident of this
33 state for the previous consecutive 90 days.

34 (b) No person shall qualify for a license under this section
35 without first receiving a federal firearms license and undergoing
36 state and federal fingerprinting and a background check. In addition,
37 no person ineligible to possess a firearm under RCW 9.41.040 or
38 ineligible for a concealed pistol license under RCW 9.41.070 shall
39 qualify for a dealer's license.

1 ~~((b))~~ (c) No person shall qualify for a license under this
2 section who has had a permit or license to sell, lease, transfer,
3 purchase, or possess a firearm or ammunition from the federal
4 government, any state, or a subdivision of any state revoked,
5 suspended, or denied for reasons other than filing an incomplete or
6 incorrect application within five years before submitting an
7 application.

8 (d) A dealer shall require every employee who may sell, handle,
9 or possess a firearm or ammunition in the course of his or her
10 employment to undergo state and federal fingerprinting and a
11 background check in advance of engaging in the sale or transfer of
12 firearms or ammunition and to undergo a state and federal background
13 check annually thereafter. An employee must be at least 21 years of
14 age, eligible to possess a firearm, and must not have been convicted
15 of a crime that would make the person ineligible for a concealed
16 pistol license, before being permitted to sell a firearm. Every
17 employee shall comply with requirements concerning purchase
18 applications and restrictions on delivery of firearms that are
19 applicable to dealers.

20 ~~((6))~~ (i) If a dealer knows or suspects that an employee of the
21 dealer is involved in the theft of a firearm from the dealer's
22 business, the dealer shall report the theft within 48 hours after
23 learning of the theft to Washington state patrol and local law
24 enforcement.

25 (ii) An employee shall not engage in the sale of firearms until
26 the employee complies with the requirements outlined in subsection
27 (17)(a) of this section.

28 (4)(a) As a condition of licensure, a dealer shall annually
29 certify to ~~((the licensing authority))~~ Washington state patrol, in
30 writing and under penalty of perjury, that the dealer is in
31 compliance with each licensure requirement established in this
32 section. Washington state patrol may not accept a renewal application
33 submitted after the expiration of the dealer's license.

34 (b) 90 days prior to the expiration of a state license,
35 Washington state patrol shall notify the dealer of the license
36 expiration date.

37 (c) A dealer who submits a timely and sufficient renewal
38 application may continue to engage in the business of dealing in
39 firearms pursuant to state law until Washington state patrol has
40 acted upon the annual certification. For the purposes of this

1 subsection, an annual certification is sufficient if it includes on
2 its face information necessary to show that the applicant is eligible
3 for state license renewal.

4 (d) Washington state patrol shall act upon an annual
5 certification made pursuant to this subsection no later than 60 days
6 after the date the application is received.

7 ~~((7))~~ (5)(a) Except as otherwise provided in (b) of this
8 subsection, the business shall be carried on only in the building
9 designated in the license and during the dealer's posted business
10 hours. For the purpose of this section, advertising firearms for sale
11 shall not be considered the carrying on of business.

12 (b) A dealer may conduct business temporarily at a location other
13 than the building designated in the license, if the temporary
14 location is within Washington state and is the location of a gun show
15 sponsored by a national, state, or local organization, or an
16 affiliate of any such organization, devoted to the collection,
17 competitive use, or other sporting use of firearms in the community.
18 Nothing in this subsection ~~((7))~~ (5)(b) authorizes a dealer to
19 conduct business in or from a motorized or towed vehicle.

20 In conducting business temporarily at a location other than the
21 building designated in the license, the dealer shall comply with all
22 other requirements imposed on dealers by RCW 9.41.090, 9.41.100, and
23 this section. The license of a dealer who fails to comply with the
24 requirements of RCW 9.41.080 and 9.41.090 and subsection ~~((16))~~
25 (15) of this section while conducting business at a temporary
26 location shall be revoked, and the dealer shall be permanently
27 ineligible for a dealer's license.

28 ~~((8))~~ (6) The license or a copy thereof, certified by the
29 issuing authority, shall be displayed on the premises in the area
30 where firearms are sold, or at the temporary location, where it can
31 easily be read.

32 ~~((9))~~ (7)(a) The business building location designated in the
33 license shall be secured:

34 (i) With at least one of the following features designed to
35 prevent unauthorized entry, which must be installed on each exterior
36 door and window of the place of business:

- 37 (A) ~~((Bars))~~ Metal bars or grates;
38 (B) ~~((Security))~~ Metal security screens; or
39 (C) Commercial grade metal doors; ~~((and))~~
40 (ii) With a security alarm system that is:

1 (A) Properly installed and maintained in good condition;

2 (B) Monitored by a remote central station that can contact law
3 enforcement in the event of an alarm;

4 (C) Capable of real-time monitoring of all exterior doors and
5 windows, and all areas where firearms are stored; and

6 (D) Equipped with, at minimum, detectors that can perceive entry,
7 motion, and sound; and

8 (iii) With interior lighting that is sufficient to identify
9 characteristics of a person on surveillance video or cameras capable
10 of clear capture in low-light conditions.

11 (b) It is not a violation of this subsection if any security
12 feature or system becomes temporarily inoperable through no fault of
13 the dealer.

14 (~~(10)~~) (8)(a) Dealers shall secure each firearm during business
15 hours, except when the firearm is being shown to a customer,
16 repaired, or otherwise worked on, in a manner that prevents a
17 customer or other member of the public from accessing or using the
18 firearm, which may include keeping the firearm in a locked container
19 or in a locked display case.

20 (b) Other than during business hours, all firearms shall be
21 secured (i) on the dealer's business premises in a locked fireproof
22 safe or vault, (ii) in a room or building that meets all requirements
23 of subsection (~~(9)~~) (7)(a) of this section, or (iii) in a secured
24 and locked area under the dealer's control while the dealer is
25 conducting business at a temporary location.

26 (~~(11)~~) (9)(a) A dealer shall ensure that its business location
27 designated in the license is monitored by a digital video
28 surveillance system that meets all of the following requirements:

29 (i) The system shall clearly record images and, for systems
30 located inside the premises, audio, of the area under surveillance;

31 (ii) Each camera shall be permanently mounted in a fixed
32 location. Cameras shall be placed in locations that allow the camera
33 to clearly record activity occurring in all areas described in
34 (a)(iii) of this subsection and reasonably produce recordings that
35 allow for the clear identification of any person;

36 (iii) The areas recorded shall include, but are not limited to,
37 all of the following:

38 (A) Interior views of all exterior doors, windows, and any other
39 entries or exits to the premises;

40 (B) All areas where firearms are displayed; and

1 (C) All points of sale, sufficient to identify the parties
2 involved in the transaction;

3 (iv) The system shall be capable of recording 24 hours per day at
4 a frame rate no less than 15 frames per second, and must either (A)
5 record continuously or (B) be activated by motion and remain active
6 for at least 15 seconds after motion ceases to be detected;

7 (v) The media or device on which recordings are stored shall be
8 secured in a manner to protect the recording from tampering,
9 unauthorized access or use, or theft;

10 (vi) Recordings shall be maintained for a minimum of 90 days for
11 all recordings of areas where firearms are displayed and points of
12 sale, and for a minimum of 45 days for all recordings of interior
13 views of exterior doors, windows, and any other entries or exits;

14 (vii) Recorded images shall clearly and accurately display the
15 date and time;

16 (viii) The system shall be equipped with a failure notification
17 system that provides notification to the licensee of any interruption
18 or failure of the system or storage device.

19 (b) A licensed dealer shall not use, share, allow access to, or
20 otherwise release surveillance recordings, to any person except as
21 follows:

22 (i) A dealer shall allow access to the system or release
23 recordings to any person pursuant to search warrant or other court
24 order.

25 (ii) A dealer may allow access to the system or release
26 recordings to any person in response to an insurance claim or as part
27 of the civil discovery process including, but not limited to, as
28 needed for an active police investigation, in response to subpoenas,
29 request for production or inspection, or other court order.

30 (iii) A dealer shall allow access to the system to an agent of
31 the Washington state patrol conducting an inspection of the
32 licensee's premises, for the purpose of inspecting the system for
33 compliance with this section.

34 (c) The dealer shall post a sign in a conspicuous place at each
35 entrance to the premises that states in block letters not less than
36 one inch in height: "THESE PREMISES ARE UNDER VIDEO AND AUDIO
37 SURVEILLANCE. YOUR IMAGE AND CONVERSATIONS MAY BE RECORDED."

38 (d) This section does not preclude any local authority or local
39 governing body from adopting or enforcing local laws or policies

1 regarding video surveillance that do not contradict or conflict with
2 the requirements of this section.

3 (e) It is not a violation of this subsection if the surveillance
4 system becomes temporarily inoperable through no fault of the dealer.

5 (~~(12)~~) (10) A dealer shall:

6 (a) Promptly review and respond to all requests from law
7 enforcement agencies and officers, including trace requests and
8 requests for documents and records, as soon as practicably possible
9 and no later than 24 hours after learning of the request;

10 (b) Promptly notify local law enforcement agencies, Washington
11 state patrol, and the bureau of alcohol, tobacco, firearms and
12 explosives of any loss, theft, or unlawful transfer of any firearm or
13 ammunition as soon as practicably possible and no later than 24 hours
14 after the dealer knows or should know of the reportable event.

15 (~~(13)~~) (11) A dealer shall:

16 (a) Establish and maintain a book, or if the dealer should
17 choose, an electronic-based record of purchase, sale, inventory, and
18 other records at the dealer's place of business and shall make all
19 such records available to law enforcement upon request. Such records
20 shall at a minimum include the make, model, caliber or gauge,
21 manufacturer's name, and serial number of all firearms that are
22 acquired or disposed of not later than one business day after their
23 acquisition or disposition;

24 (b) Maintain monthly backups of the records required by (a) of
25 this subsection in a secure container designed to prevent loss by
26 fire, theft, or flood. If the dealer chooses to maintain an
27 electronic-based record system, those records shall be backed up on
28 an external server or over the internet at the close of each business
29 day;

30 (c) Account for all firearms acquired but not yet disposed of
31 through an inventory check prepared each month and maintained in a
32 secure location;

33 (d) Maintain and make available at any time to government law
34 enforcement agencies and to the manufacturer of the weapon or its
35 designee, firearm disposition information, including the serial
36 numbers of firearms sold, dates of sale, and identity of purchasers;

37 (e) Retain all bureau of alcohol, tobacco, firearms and
38 explosives form 4473 transaction records on the dealer's business
39 premises in a secure container designed to prevent loss by fire,
40 theft, or flood;

1 (f) Maintain for six years copies of trace requests received,
2 including notations for trace requests received by phone for six
3 years;

4 (g) Provide annual reporting to the Washington state attorney
5 general concerning trace requests, including at a minimum the
6 following:

7 (i) The total number of trace requests received;

8 (ii) For each trace, the make and model of the gun and date of
9 sale; and

10 (iii) Whether the dealer was inspected by the bureau of alcohol,
11 tobacco, firearms and explosives, and copies of any reports of
12 violations or letters received from the bureau of alcohol, tobacco,
13 firearms and explosives.

14 ~~((14))~~ (12) On or before January 15, 2026, and every year
15 thereafter, the attorney general shall publish an annual report
16 available to the public outlining the information provided pursuant
17 to subsection (11) of this section.

18 (13) The attorney general may create, publish, and require
19 firearm dealers to file a uniform form for all annual dealer reports
20 required by subsection ~~((13))~~ (11)(g) of this section.

21 ~~((15))~~ (14)(a) A dealer shall carry a general liability
22 insurance policy providing at least \$1,000,000 of coverage per
23 incident.

24 ~~((16))~~ (b) This section does not preclude any local authority
25 from requiring a more stringent requirement regarding the maintenance
26 of liability insurance.

27 (15)(a) No firearm may be sold~~((:(i)In))~~ in violation of any
28 provisions of this chapter~~((; nor (ii) under any circumstances unless~~
29 ~~the purchaser is personally known to the dealer or shall present~~
30 ~~clear evidence of his or her identity))~~.

31 (b) A dealer who sells or delivers any firearm in violation of
32 RCW 9.41.080 or 9.41.090 is guilty of a class C felony. In addition
33 to any other penalty provided for by law, the dealer is subject to
34 mandatory permanent revocation of his or her dealer's license and
35 permanent ineligibility for a dealer's license.

36 ~~((The license fee for pistols shall be one hundred twenty-~~
37 ~~five dollars. The license fee for firearms other than pistols shall~~
38 ~~be one hundred twenty-five dollars. The license fee for ammunition~~
39 ~~shall be one hundred twenty-five dollars. Any dealer who obtains any~~
40 ~~license under subsection (1), (2), or (3) of this section may also~~

1 ~~obtain the remaining licenses without payment of any fee. The fees~~
2 ~~received under this section shall be deposited in the state general~~
3 ~~fund.~~

4 (17)) Washington state patrol shall revoke a state license if
5 the state license holder:

6 (i) No longer holds a valid federal firearms license;

7 (ii) Knowingly employs a person in violation of subsection (3)(d)
8 of this section;

9 (iii) Is or becomes prohibited from possessing or purchasing
10 firearms under state or federal law; or

11 (iv) Is convicted of any of the following:

12 (A) Any felony under state or federal law;

13 (B) Any state or federal law that results in the license holder
14 being prohibited from purchasing or possessing a firearm or
15 ammunition; or

16 (C) Trafficking in firearms pursuant to 18 U.S.C. Sec. 933 or
17 aiding and abetting trafficking in firearms.

18 (d) Except as provided in subsection (5)(b) of this section and
19 (b) and (c) of this subsection, if Washington state patrol finds that
20 a dealer failed to comply with any of the provisions of this act, or
21 any other state or federal law for which the penalty includes
22 potential revocation of the dealer's federal firearms license, the
23 department may:

24 (i) For a first offense, issue a warning or imposed fines and
25 issues a warning to the dealer that includes a description of the
26 offense and the penalty for subsequent offenses; and

27 (ii) For a second or subsequent offense, issue fines or warnings
28 as contemplated in (d)(i) of this subsection or suspend or revoke the
29 dealer's state license.

30 (e)(i) A dealer whose state license is revoked solely because the
31 person no longer holds a valid federal firearms license, pursuant to
32 (c)(i) of this subsection, may apply for a new state license any time
33 after the person obtains a valid federal firearms license.

34 (ii) A dealer whose state license is revoked pursuant to (c)(i)
35 or (ii) of this subsection may apply for a new license no sooner than
36 five years after the revocation.

37 (f) Washington state patrol may revoke a state license if the
38 state license holder:

1 (i) Unreasonably refuses to allow Washington state patrol to
2 conduct an on-site inspection pursuant to subsection (2)(c) and (d)
3 of this section; or

4 (ii) Unreasonably refuses to permit Washington state patrol to
5 inspect a record as required by subsection (10)(a) of this section.

6 (g) The denial or revocation of a state license pursuant to this
7 section is subject to the requirements and procedures set forth in
8 the Washington administrative procedure act, chapter 34.05 RCW.

9 (h)(i) The initial license fee shall be \$500.

10 (ii) The license renewal fees shall depend on the number of
11 sales, based upon an average of the prior three years, or if the
12 dealer has not been in business for three years, based upon the
13 average over the time the dealer has been in business as follows:

14 (A) One to 50 firearms per year, \$125;

15 (B) 51 to 250 firearms per year, \$250;

16 (C) 251 to 750 firearms per year, \$500;

17 (D) 751 to 1,000 firearms per year, \$1,000; and

18 (E) Over 1,000 firearms per year, \$1,500.

19 (iii) Washington state patrol shall annually review the initial
20 license fee and license renewal fee and may adjust those fees based
21 on the costs for administering this section. Washington state patrol
22 shall not adjust fees more than once each year and shall not adjust
23 fees by more than 20 percent each year.

24 (iv) Washington state patrol may establish a reduced fee for
25 state licenses renewal applications.

26 (v) The fees received under this section shall be deposited in
27 the firearm licensing account created in section 5 of this act.

28 (16)(a) A true record shall be made of every pistol or
29 semiautomatic assault rifle sold, in a book kept for the purpose, the
30 form of which may be prescribed by the director of licensing and
31 shall be personally signed by the purchaser and by the person
32 effecting the sale, each in the presence of the other, and shall
33 contain the date of sale, the caliber, make, model and manufacturer's
34 number of the weapon, the name, address, occupation, and place of
35 birth of the purchaser, and a statement signed by the purchaser that
36 he or she is not ineligible under state or federal law to possess a
37 firearm. The dealer shall retain the transfer record for six years.

38 (b) The dealer shall transmit the information from the firearm
39 transfer application through secure automated firearms e-check (SAFE)
40 to the Washington state patrol firearms background check program. The

1 Washington state patrol firearms background check program shall
2 transmit the application information for pistol and semiautomatic
3 assault rifle transfer applications to the director of licensing
4 daily. The original application shall be retained by the dealer for
5 six years.

6 (17)(a) Washington state patrol shall develop training or approve
7 training courses provided by other entities for state license holders
8 and their employees. The training must be available in an online
9 format and include an examination with at least 20 questions derived
10 from the course material and intended to confirm that a course
11 participant understands the information covered in the course.
12 Washington state patrol or other trainer conducting the training,
13 shall give a participant who answers at least 70 percent of the
14 examination questions correctly a printable certificate of completion
15 that is valid for one year after the date of completion. The training
16 must include instruction regarding the following:

17 (i) State and federal laws governing the sale and transfer of
18 firearms and ammunition;

19 (ii) Recognizing and identifying straw purchasers, trafficking,
20 and fraudulent activity;

21 (iii) Indicators that a person is attempting to purchase a
22 firearm illegally;

23 (iv) Recognizing and identifying indicators that an individual
24 intends to use a firearm for unlawful purposes;

25 (v) Recognizing and identifying indicators that an individual
26 intends to use a firearm for self-harm;

27 (vi) Preventing theft or burglary of firearms and ammunition;

28 (vii) Responding to circumstances described in (a)(i) through
29 (vi) of this subsection, and any applicable reporting requirements;

30 (viii) Effectively teaching consumers rules of firearm safety,
31 including the safe handling and storage of firearms; and

32 (ix) Any other reasonable business practices Washington state
33 patrol determines will deter firearm trafficking or the unlawful use
34 of firearms.

35 (b) A dealer shall, within 30 days of the effective date of this
36 section and annually thereafter, complete a training course developed
37 or approved by Washington state patrol pursuant to this subsection.

38 (c) An employee, volunteer, or contractor of a state license
39 holder who, in the course of the employee's, volunteer's, or
40 contractor's duties, handles a firearm or ammunition or processes the

1 sale, loan, or transfer of firearms or ammunition shall, within 30
2 days after the employee's, volunteer's, or contractor's first day of
3 work for the state license holder and annually thereafter, complete a
4 training course approved by Washington state patrol pursuant to this
5 subsection. An employee, volunteer, or contractor of a state license
6 holder on the effective date of this section shall complete the
7 training course no later than 30 days after the effective date of
8 this section unless granted an extension by Washington state patrol.

9 (d) A state license holder shall maintain the training records of
10 each employee, volunteer, or contractor and shall make the records
11 available to Washington state patrol during an on-site inspection of
12 the state license holder's place of business.

13 (18) Subsections (2) through (~~(17)~~) (15)(a) of this section
14 shall not apply to sales at wholesale.

15 (19) Subsections (~~(6)~~) (4)(a) and (~~(9)~~) (7) through (~~(15)~~)
16 (14)(a) of this section shall not apply to dealers with a sales
17 volume of \$1,000 or less per month on average over the preceding 12
18 months. A dealer that previously operated under this threshold and
19 subsequently exceeds it must comply with the requirements of
20 subsections (~~(6)~~) (4)(a) and (~~(9)~~) (7) through (~~(15)~~) (14)(a)
21 of this section within one year of exceeding the threshold.

22 (20) The dealer's licenses authorized to be issued by this
23 section are general licenses covering all sales by the licensee
24 within the effective period of the licenses. The department shall
25 provide a single application form for dealer's licenses and a single
26 license form which shall indicate the type or types of licenses
27 granted.

28 (21) Except as otherwise provided in this chapter, every city,
29 town, and political subdivision of this state is prohibited from
30 requiring the purchaser to secure a permit to purchase or from
31 requiring the dealer to secure an individual permit for each sale.

32 NEW SECTION. Sec. 4. A new section is added to chapter 9.41 RCW
33 to read as follows:

34 Washington state patrol shall have the authority to adopt rules
35 for the implementation of requirements set forth in RCW 9.41.110.
36 Washington state patrol shall not promulgate rules that alter the
37 eligibility criteria for obtaining a license but may collect any
38 information it deems necessary to verify an applicant's eligibility.
39 In addition, Washington state patrol shall report any violation of

1 RCW 9.41.110 by a licensed dealer to the bureau of alcohol, tobacco,
2 firearms, and explosives within the United States department of
3 justice and shall have the authority, after notice and a hearing, to
4 revoke the license of any licensed dealer found to be in violation of
5 this chapter.

6 NEW SECTION. **Sec. 5.** A new section is added to chapter 9.41 RCW
7 to read as follows:

8 The firearm licensing account is created in the state treasury.
9 All receipts from the imposition of firearm licensing fees under this
10 chapter must be deposited into the account. Moneys in the account may
11 be spent only after appropriation. Moneys in the account may only be
12 used for the purposes of implementing requirements set forth in RCW
13 9.41.110. Moneys may not be used to supplant general fund
14 appropriations to either agency.

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