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

## REENGROSSED

This Version Includes All Amendments Adopted in the House of Introduction HOUSE BILL 25-1133

LLS NO. 25-0105.01 Conrad Imel x2313

#### **HOUSE SPONSORSHIP**

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# A BILL FOR AN ACT

101	CONCERNING REQUIREMENTS FOR THE RETAIL SALE OF AMMUNITION
102	FOR FIREARMS, AND, IN CONNECTION THEREWITH,
103	ESTABLISHING REQUIREMENTS FOR THE DELIVERY OF
104	AMMUNITION SOLD AT RETAIL.

### **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 that ammunition sold at retail must be accessible to a purchaser or transferee only with the assistance of the vendor, and the bill prohibits the retail sale of ammunition to a person who is younger HOUSE Amended 3rd Reading February 25, 2025

> Amended 2nd Reading February 21, 2025

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than 21 years of age. Unlawful sale of ammunition by violating either requirement is a civil infraction; except that a second or subsequent violation is a class 1 misdemeanor.

The bill requires a person shipping ammunition to give written notice to the ammunition deliverer that the package contains ammunition and prohibits labeling the outside of the package in a manner that indicates that the package contains ammunition. Violating either provision is unlawful notification involving an ammunition package, which is a class 1 misdemeanor.

When delivering a package containing ammunition sold at retail, a retail ammunition deliverer is required to verify that the person receiving the delivery is 21 years of age or older and obtain written acknowledgment of receipt from the recipient. Violating either of these requirements is unlawful delivery of ammunition by a retail ammunition deliverer, which is a class 1 misdemeanor.

1	Be it enacted by the General Assembly of the State of Colorado:
2	SECTION 1. In Colorado Revised Statutes, 18-12-101, add
3	(1)(a.2) as follows:
4	18-12-101. Peace officer affirmative defense - definitions.
5	(1) As used in this article 12, unless the context otherwise requires:
6	(a.2) "Ammunition" means an ammunition or cartridge
7	CASE, PRIMER, BULLET, OR PROPELLANT POWDER DESIGNED FOR USE IN A
8	FIREARM. THE TERM "AMMUNITION" DOES NOT INCLUDE:
9	(I) A SHOTGUN SHOT OR PELLET NOT DESIGNED FOR USE AS THE
10	SINGLE, COMPLETE PROJECTILE LOAD FOR ONE SHOTGUN HULL OR CASING;
11	OR
12	(II) AN UNLOADED, NONMETALLIC SHOTGUN HULL OR CASING
13	THAT DOES NOT HAVE A PRIMER.
14	SECTION 2. In Colorado Revised Statutes, add 18-12-116 as
15	follows:
16	18-12-116. Ammunition sales - sales requirements - minimum
17	purchase age - exceptions - ammunition delivery requirements -

1 penalties - definitions - repeal. (1) (a) A RETAIL AMMUNITION VENDOR 2 SHALL NOT SELL, OFFER FOR SALE, OR DISPLAY FOR SALE OR TRANSFER 3 AMMUNITION IN A MANNER THAT ALLOWS THE AMMUNITION TO BE 4 ACCESSIBLE TO A PURCHASER OR TRANSFEREE WITHOUT THE ASSISTANCE 5 OF THE VENDOR OR AN EMPLOYEE OF THE VENDOR. AMMUNITION 6 DISPLAYED IN AN ENCLOSED DISPLAY CASE OR BEHIND A COUNTER OR 7 OTHER CUSTOMER ACCESS PREVENTION DEVICE IS NOT CONSIDERED 8 ACCESSIBLE FOR THE PURPOSES OF THIS SUBSECTION (1)(a).

9 (b) (I) A RETAIL AMMUNITION VENDOR SHALL NOT SELL 10 AMMUNITION TO A PERSON WHO IS UNDER TWENTY-ONE YEARS OF AGE. 11 PRIOR TO COMPLETING A SALE OF AMMUNITION AT AN IN-PERSON 12 TRANSACTION, THE RETAIL AMMUNITION VENDOR, OR AN EMPLOYEE OF 13 THE VENDOR, SHALL VERIFY THAT THE PURCHASER IS AT LEAST 14 TWENTY-ONE YEARS OF AGE BY REQUIRING THE PURCHASER TO PRODUCE 15 A VALID GOVERNMENT-ISSUED PHOTO IDENTIFICATION.

(II) (A) NOTWITHSTANDING THE PROHIBITION ON SELLING
AMMUNITION TO A PERSON WHO IS UNDER TWENTY-ONE YEARS OF AGE
DESCRIBED IN SUBSECTION (1)(b)(I) OF THIS SECTION, A RETAIL
AMMUNITION VENDOR IS NOT PROHIBITED FROM SELLING AMMUNITION TO
A PERSON EIGHTEEN YEARS OF AGE OR OLDER BUT UNDER TWENTY-ONE
YEARS OF AGE WHO WAS BORN ON OR BEFORE JANUARY 28, 2007.

(B) THIS SUBSECTION (1)(b)(II) IS REPEALED, EFFECTIVE JANUARY
28, 2028.

(c) (I) NOTWITHSTANDING THE PROHIBITION ON SELLING
AMMUNITION TO A PERSON WHO IS UNDER TWENTY-ONE YEARS OF AGE
DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION, THE OPERATOR OF A
SHOOTING RANGE THAT PROVIDES OPPORTUNITIES FOR THE PUBLIC TO

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ENGAGE IN SHOOTING SPORTS OR EDUCATION MAY SELL AMMUNITION TO
 A PERSON WHO IS EIGHTEEN YEARS OF AGE OR OLDER BUT UNDER
 TWENTY-ONE YEARS OF AGE FOR USE ONLY AT THE SHOOTING RANGE.
 PRIOR TO COMPLETING THE SALE OF AMMUNITION, THE SELLER SHALL
 VERIFY THAT THE PURCHASER IS AT LEAST EIGHTEEN YEARS OF AGE BY
 REQUIRING THE PURCHASER TO PRODUCE A VALID GOVERNMENT-ISSUED
 PHOTO IDENTIFICATION.

8 NOTWITHSTANDING THE PROHIBITION ON SELLING (II)9 AMMUNITION TO A PERSON WHO IS UNDER TWENTY-ONE YEARS OF AGE 10 DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION, A RETAIL AMMUNITION 11 VENDOR MAY SELL AMMUNITION DURING AN IN-PERSON TRANSACTION TO 12 A MEMBER OR VETERAN OF THE UNITED STATES MILITARY OR COLORADO 13 NATIONAL GUARD WHO IS EIGHTEEN YEARS OF AGE OR OLDER BUT UNDER 14 TWENTY-ONE YEARS OF AGE. PRIOR TO COMPLETING THE SALE OF 15 AMMUNITION DURING AN IN-PERSON TRANSACTION TO A MEMBER OR 16 VETERAN OF THE UNITED STATES MILITARY OR COLORADO NATIONAL 17 GUARD WHO IS UNDER TWENTY-ONE YEARS OF AGE, THE RETAIL 18 AMMUNITION VENDOR, OR AN EMPLOYEE OF THE VENDOR, SHALL VERIFY 19 THAT THE PURCHASER IS A MEMBER OR VETERAN BY REQUIRING THE 20 PURCHASER TO PRODUCE A VALID MILITARY IDENTIFICATION CARD THAT 21 DEMONSTRATES THAT THE PERSON IS A MEMBER OR VETERAN OF THE 22 UNITED STATES MILITARY OR COLORADO NATIONAL GUARD.

(III) NOTWITHSTANDING THE PROHIBITION ON SELLING
AMMUNITION TO A PERSON WHO IS UNDER TWENTY-ONE YEARS OF AGE
DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION, A RETAIL AMMUNITION
VENDOR MAY SELL AMMUNITION TO A PERSON WHO IS EIGHTEEN YEARS OF
AGE OR OLDER BUT UNDER TWENTY-ONE YEARS OF AGE WHO

DEMONSTRATES HAVING OBTAINED HUNTER EDUCATION CERTIFICATION
 BY PRESENTING:
 (A) A VALID HUNTER EDUCATION CERTIFICATE RECOGNIZED BY
 THE DIVISION OF PARKS AND WILDLIFE; OR
 (B) AN EXPIRED OR UNEXPIRED HUNTING LICENSE ISSUED BY THE
 DIVISION OF PARKS AND WILDLIFE THAT HAS A VERIFIED HUNTER
 EDUCATION CERTIFICATION.

8 NOTWITHSTANDING THE PROHIBITION ON SELLING (IV) (A)9 AMMUNITION TO A PERSON WHO IS UNDER TWENTY-ONE YEARS OF AGE 10 DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION, A RETAIL AMMUNITION 11 VENDOR MAY SELL AMMUNITION TO A PERSON WHO IS EIGHTEEN YEARS OF 12 AGE OR OLDER BUT UNDER TWENTY-ONE YEARS OF AGE AND WHO IS 13 IDENTIFIED AS A PROTECTED PERSON IN A PROTECTION ORDER THAT IS IN 14 EFFECT. PRIOR TO COMPLETING THE SALE OF AMMUNITION TO A 15 PROTECTED PERSON, THE RETAIL AMMUNITION VENDOR, OR AN EMPLOYEE 16 OF THE VENDOR, SHALL VERIFY THAT THE PURCHASER IS A PROTECTED 17 PERSON BY REQUIRING THE PURCHASER TO PRODUCE A COPY OF THE 18 PROTECTION ORDER IDENTIFYING THE PURCHASER AS A PROTECTED 19 PERSON AND REOUIRING THE PERSON TO ATTEST THAT THE PROTECTION 20 ORDER IS IN EFFECT.

(B) AS USED IN THIS SUBSECTION (1)(c)(IV), "PROTECTED PERSON"
MEANS A PERSON IDENTIFIED IN A PROTECTION ORDER, AS DESCRIBED IN
SECTION 18-6-803.5 (1.5)(a.5), AS A PERSON FOR WHOSE BENEFIT THE
PROTECTION ORDER WAS ISSUED.

25 (d) This subsection (1) does not apply to the sale of26 AMMUNITION THAT IS NOT RIMFIRE AMMUNITION.

27 (e) A RETAIL AMMUNITION VENDOR THAT VIOLATES THIS

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SUBSECTION (1) COMMITS UNLAWFUL SALE OF AMMUNITION. UNLAWFUL
 SALE OF AMMUNITION IS A CIVIL INFRACTION; EXCEPT THAT A SECOND OR
 SUBSEQUENT OFFENSE IS A CLASS 1 MISDEMEANOR.

4 (2) (a) A RETAIL AMMUNITION VENDOR DELIVERING A PACKAGE
5 CONTAINING AMMUNITION TO A RETAIL AMMUNITION DELIVERER FOR
6 PURPOSES OF TRANSPORT:

7 (I) SHALL GIVE WRITTEN NOTICE TO THE RETAIL AMMUNITION
8 DELIVERER THAT THE PACKAGE CONTAINS AMMUNITION; AND

9 (II) SHALL NOT LABEL, TAG, OR OTHERWISE MARK THE OUTSIDE OF
10 THE PACKAGE IN A MANNER THAT INDICATES THAT THE PACKAGE
11 CONTAINS AMMUNITION.

(b) A RETAIL AMMUNITION VENDOR WHO VIOLATES THIS
SUBSECTION (2) COMMITS UNLAWFUL NOTIFICATION INVOLVING AN
AMMUNITION PACKAGE. UNLAWFUL NOTIFICATION INVOLVING AN
AMMUNITION PACKAGE IS A CLASS 1 MISDEMEANOR.

16 (c) THIS SUBSECTION (2) DOES NOT PROHIBIT A RETAIL
17 AMMUNITION VENDOR FROM COMPLYING WITH REQUIREMENTS IN FEDERAL
18 LAW OR REGULATIONS CONCERNING LABELING A PACKAGE INTENDED FOR
19 SHIPMENT OR TRANSPORT THAT CONTAINS AMMUNITION.

20 (3) (a) WHEN DELIVERING A PACKAGE CONTAINING AMMUNITION
21 SOLD AT RETAIL, A RETAIL AMMUNITION DELIVERER SHALL:

(I) VERIFY THAT THE PERSON RECEIVING THE AMMUNITION
DELIVERY IS TWENTY-ONE YEARS OF AGE OR OLDER BY REQUIRING THE
PERSON TO PRESENT A VALID GOVERNMENT-ISSUED PHOTOGRAPHIC
IDENTIFICATION TO THE PERSON MAKING THE DELIVERY; AND

26 (II) OBTAIN WRITTEN ACKNOWLEDGMENT OF RECEIPT OF THE
27 AMMUNITION DELIVERY FROM THE RECIPIENT OF THE DELIVERY.

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(b) (I) NOTWITHSTANDING THE REQUIREMENT TO VERIFY THAT THE
 PERSON RECEIVING AMMUNITION IS TWENTY-ONE YEARS OF AGE OR OLDER
 DESCRIBED IN SUBSECTION (3)(a)(I) OF THIS SECTION, A RETAIL
 AMMUNITION DELIVERER SHALL VERIFY THAT THE PERSON RECEIVING
 AMMUNITION WAS BORN ON OR BEFORE JANUARY 28, 2007.

6 (II) THIS SUBSECTION (3)(b) IS REPEALED, EFFECTIVE JANUARY 28,
7 2028.

8 (c) A RETAIL AMMUNITION DELIVERER THAT VIOLATES THIS
9 SUBSECTION (3) COMMITS UNLAWFUL DELIVERY OF AMMUNITION BY A
10 RETAIL AMMUNITION DELIVERER. UNLAWFUL DELIVERY OF AMMUNITION
11 BY A RETAIL AMMUNITION DELIVERER IS A CLASS 1 MISDEMEANOR.

(d) THIS SECTION DOES NOT APPLY TO A RETAIL AMMUNITION
DELIVERER THAT DOES NOT KNOW THAT THE PACKAGE CONTAINS
AMMUNITION BECAUSE THE SENDER FAILED TO NOTIFY THE DELIVERER
THAT THE PACKAGE CONTAINS AMMUNITION AS REQUIRED IN SUBSECTION
(2)(a)(I) OF THIS SECTION.

17 (4) THIS SECTION DOES NOT APPLY TO THE SALE OR OFFER TO SELL
18 AMMUNITION AT WHOLESALE OR THE DELIVERY OF AMMUNITION SOLD AT
19 WHOLESALE.

20 (5) As used in this section, unless the context otherwise
21 REQUIRES:

(a) "RETAIL AMMUNITION DELIVERER" MEANS AN ENTITY THAT
DELIVERS, BY MOTOR VEHICLE, AMMUNITION SOLD AT RETAIL TO THE
PURCHASER AT A LOCATION IN THIS STATE. "RETAIL AMMUNITION
DELIVERER" INCLUDES A RETAIL AMMUNITION VENDOR THAT DELIVERS TO
A LOCATION OTHER THAN THE VENDOR'S PLACE OF BUSINESS AMMUNITION
SOLD BY THE VENDOR AT RETAIL TO THE PURCHASER.

(b) "RETAIL AMMUNITION VENDOR" MEANS A PERSON WHO SELLS
 AMMUNITION AT RETAIL. "RETAIL AMMUNITION VENDOR" INCLUDES A
 VENDOR NOT LOCATED IN COLORADO WHEN THE VENDOR SELLS OR OFFERS
 TO SELL AMMUNITION AT RETAIL FOR DELIVERY TO A PURCHASER LOCATED
 IN COLORADO.
 SECTION 3. Effective date - applicability. This act takes effect

July 1, 2026, and applies to ammunition sold and ammunition delivered
on or after said date.

9 SECTION 4. Safety clause. The general assembly finds, 10 determines, and declares that this act is necessary for the immediate 11 preservation of the public peace, health, or safety or for appropriations for 12 the support and maintenance of the departments of the state and state 13 institutions.