

REFERENCE TITLE: firearms and equipment; regulation

State of Arizona
Senate
Fifty-fifth Legislature
Second Regular Session
2022

SB 1125

Introduced by
Senator Rogers

AN ACT

AMENDING TITLE 13, CHAPTER 31, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-3123; RELATING TO FIREARMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 13, chapter 31, Arizona Revised Statutes, is
3 amended by adding section 13-3123, to read:

4 13-3123. Firearms and equipment; lawful possession; unlawful
5 regulation; definition

6 A. PURSUANT TO ARTICLE II, SECTION 26, CONSTITUTION OF ARIZONA, THE
7 RIGHT OF A PERSON WHO IS LAWFULLY ENTITLED TO RETAIN POSSESSION OF
8 FIREARMS AND EQUIPMENT MAY RETAIN POSSESSION OF FIREARMS AND EQUIPMENT AND
9 MAY USE OR TRANSPORT FIREARMS AND EQUIPMENT IN THIS STATE FOR ANY LAWFUL
10 PURPOSE. THE RIGHT TO RETAIN, USE OR TRANSPORT FIREARMS AND EQUIPMENT MAY
11 NOT BE IMPAIRED OR INFRINGED BY THE LEGISLATURE, THIS STATE OR AN AGENCY
12 OR POLITICAL SUBDIVISION OF THIS STATE.

13 B. A RETROACTIVE LAW THAT REGULATES FIREARMS AND EQUIPMENT,
14 INCLUDING A LAW THAT REQUIRES AN ADDITIONAL OR NEW TAX ON FIREARMS AND
15 EQUIPMENT THAT WERE PURCHASED UNDER A PREVIOUS LAW THAT REQUIRED ONLY A
16 ONETIME TAX, OR MANDATORY FIREARMS AND EQUIPMENT BUYBACK OR REGISTRATION
17 LAWS ARE UNLAWFUL AND UNENFORCEABLE.

18 C. THIS SECTION DOES NOT ALLOW A PROHIBITED POSSESSOR TO REGAIN THE
19 RIGHT TO POSSESS A FIREARM.

20 D. FOR THE PURPOSES OF THIS SECTION, "FIREARMS AND EQUIPMENT"
21 INCLUDES:

22 1. A SEMIAUTOMATIC HANDGUN OR REVOLVER THAT IS LAWFULLY POSSESSED
23 BY A CITIZEN OF THIS STATE OR THAT IS ON THE RETAIL MARKET, INCLUDING A
24 SEMIAUTOMATIC HANDGUN THAT IS CONFIGURED WITH ANY MAGAZINE CAPACITY OR
25 THAT IS IN USE BY THE ARMED FORCES OF THE UNITED STATES OR THAT IS
26 AUTHORIZED BY ANY LAW ENFORCEMENT AGENCY IN THIS STATE AND WITH ANY
27 VARIETY OF FIREARM-MOUNTED EQUIPMENT THAT IS IN USE BY THE ARMED FORCES OF
28 THE UNITED STATES OR THAT IS AUTHORIZED BY A LAW ENFORCEMENT AGENCY OF
29 THIS STATE. FOR THE PURPOSES OF THIS PARAGRAPH, "FIREARM-MOUNTED
30 EQUIPMENT" INCLUDES A THREADED BARREL, FLASH-HIDING DEVICE,
31 SOUND-DAMPENING DEVICE, DETACHABLE MAGAZINE, AIMING SYSTEM, TRIGGER SYSTEM
32 AND A LIGHT.

33 2. A SEMIAUTOMATIC SHOTGUN, PUMP-ACTION SHOTGUN, LEVER-ACTION
34 SHOTGUN OR SINGLE-SHOT SHOTGUN THAT IS IN ANY LAWFUL BARREL LENGTH AND
35 THAT IS LAWFULLY POSSESSED BY A CITIZEN OF THIS STATE, THAT IS ON THE
36 RETAIL MARKET OR THAT IS IN USE BY THE ARMED FORCES OF THE UNITED STATES
37 OR THAT IS AUTHORIZED BY ANY LAW ENFORCEMENT AGENCY IN THIS STATE, THAT IS
38 CONFIGURED WITH ANY MAGAZINE TYPE OR MAGAZINE CAPACITY THAT IS IN USE BY
39 THE ARMED FORCES OF THE UNITED STATES OR THAT IS AUTHORIZED BY ANY LAW
40 ENFORCEMENT AGENCY IN THIS STATE AND THAT IS CONFIGURED WITH ANY VARIETY
41 OF FIREARM-MOUNTED EQUIPMENT THAT IS IN USE BY THE ARMED FORCES OF THE
42 UNITED STATES OR THAT IS AUTHORIZED BY A LAW ENFORCEMENT AGENCY IN THIS
43 STATE. FOR THE PURPOSES OF THIS PARAGRAPH, "FIREARM-MOUNTED EQUIPMENT"
44 INCLUDES A THREADED BARREL, FOREGRIPS, DETACHABLE MAGAZINE, BAYONET LUG,

1 BAYONET, COLLAPSIBLE OR FOLDING STOCK, CARRYING SLING, AIMING SYSTEM,
2 TRIGGER SYSTEM AND A LIGHT.

3 3. A SEMIAUTOMATIC RIFLE THAT IS IN ANY LAWFUL BARREL LENGTH AND
4 THAT IS LAWFULLY POSSESSED BY A CITIZEN OF THIS STATE, THAT IS ON THE
5 RETAIL MARKET OR IS IN USE BY THE ARMED FORCES OF THE UNITED STATES OR
6 THAT IS AUTHORIZED BY ANY LAW ENFORCEMENT AGENCY IN THIS STATE, THAT IS
7 CONFIGURED WITH ANY MAGAZINE CAPACITY THAT IS IN USE BY THE ARMED FORCES
8 OF THE UNITED STATES OR THAT IS AUTHORIZED BY ANY LAW ENFORCEMENT AGENCY
9 IN THIS STATE AND THAT IS CONFIGURED WITH ANY VARIETY OF FIREARM-MOUNTED
10 EQUIPMENT THAT IS IN USE BY THE ARMED FORCES OF THE UNITED STATES OR THAT
11 IS AUTHORIZED BY A LAW ENFORCEMENT AGENCY IN THIS STATE. FOR THE PURPOSES
12 OF THIS PARAGRAPH, "FIREARM-MOUNTED EQUIPMENT" INCLUDES A THREADED BARREL,
13 FLASH-HIDING DEVICE, SOUND-DAMPENING DEVICE, PISTOL GRIPS, VERTICAL
14 FOREGRIPS, DETACHABLE MAGAZINE, BAYONET LUG, BAYONET, COLLAPSIBLE OR
15 FOLDING STOCK, CARRYING SLING, AIMING SYSTEM, TRIGGER SYSTEM AND A LIGHT.

16 4. ANY OTHER SMALL ARMS WEAPONS SYSTEM, AMMUNITION, ACCESSORY OR
17 EQUIPMENT AND ANY COMPONENT THAT IS USED TO ASSEMBLE OR RELOAD AMMUNITION,
18 OR A CARTRIDGE OR SHELL, COMPONENT, PART, TOOL OR DEVICE THAT IS USED FOR
19 MANUFACTURING AMMUNITION OR THE AMMUNITION'S COMPONENTS AND THAT IS
20 LAWFULLY POSSESSED BY A CITIZEN OF THIS STATE, THAT IS ON THE RETAIL
21 MARKET OR THAT IS IN USE BY THE ARMED FORCES OF THE UNITED STATES OR THAT
22 IS AUTHORIZED FOR USE BY A LAW ENFORCEMENT AGENCY IN THIS STATE.

23 5. ANY CAPACITY MAGAZINE OR AMMUNITION-FEEDING DEVICE AND ANY
24 CALIBER OR GAUGE OR AMMUNITION THAT IS COMPATIBLE WITH ANY OF THE FIREARMS
25 INCLUDED IN PARAGRAPHS 1, 2, 3 AND 4 OF THIS SUBSECTION, INCLUDING
26 SUFFICIENT QUANTITIES OF AMMUNITION NECESSARY TO MAINTAIN A HIGH DEGREE OF
27 PROFICIENCY OF ARMS AND TO MAINTAIN A READY SUPPLY OF AMMUNITION.