

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

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 25-0380.02 Alana Rosen x2606

**SENATE BILL 25-158**

**SENATE SPONSORSHIP**

**Sullivan and Gonzales J.**, Amabile, Coleman, Cutter, Danielson, Hinrichsen, Jodeh, Kipp, Kolker, Marchman, Michaelson Jenet, Wallace, Weissman

**HOUSE SPONSORSHIP**

**Froelich and Brown**, Boesenecker, Joseph, Lindsay, Mabrey, Ricks, Rutinel

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**Senate Committees**

State, Veterans, & Military Affairs  
Appropriations

**House Committees**

State, Civic, Military, & Veterans Affairs

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**A BILL FOR AN ACT**

101     **CONCERNING CREATING STATE PROCUREMENT POLICIES FOR STATE**  
102             **AGENCIES IN THE TREATMENT OF CERTAIN ITEMS RELATED TO**  
103             **WEAPONS.**

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**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 <http://leg.colorado.gov>.)*

The bill creates procurement practices for firearms, ammunition, and firearms accessories by the state. The bill applies to all bids the state solicits, enters into, awards, amends, renews, or extends on and after January 1, 2026, for procuring firearms, ammunition, or firearms accessories from a contractor or bidder. During a governmental body's

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

HOUSE  
3rd Reading Unamended  
May 1, 2025

HOUSE  
Amended 2nd Reading  
April 30, 2025

SENATE  
3rd Reading Unamended  
April 17, 2025

SENATE  
Amended 2nd Reading  
April 16, 2025

contract solicitation process, request for proposal process, or request during the term of a contract, a contractor or bidder shall follow a procurement verification process (verification process) to confirm that the contractor or bidder engages in safe business practices.

The attorney general shall assist the department of personnel in developing processes and procedures to implement the verification process.

Each law enforcement agency shall destroy and dispose of:

- Service firearms that are retired, damaged, or declared surplus by the applicable law enforcement agency;
- Firearms purchased in a law enforcement agency buyback program;
- Firearms that are voluntarily surrendered to the law enforcement agency for destruction; and
- Any other firearms in the possession of the law enforcement agency that are not in use or subject to an investigation or criminal case.

If a peace officer receives one of these firearms, the peace officer shall give the firearm to the peace officer's employing law enforcement agency. The law enforcement agency may work with an organization or state agency it contracts with to destroy and dispose of the firearm.

The bill requires each law enforcement agency in the state, on or before September 5, 2025, to develop and maintain a policy on the destruction of firearms. The policy must include a process to:

- Identify and make a record of firearms that are required to be destroyed;
- Identify and make a record of firearms that are not required to be destroyed;
- Maintain the records of firearms to be destroyed; and
- Destroy and dispose of the firearms.

Upon the written order of a court or the district attorney that the retention of a firearm is necessary or proper in the pursuit of justice, the peace officer and the peace officer's employing law enforcement agency shall not destroy and dispose of the firearm. If the firearm is evidence in a criminal case, the firearm must be retained.

A law enforcement agency shall not destroy and dispose of a stolen firearm. Within 90 days after a recovered firearm is reported or identified as stolen, a peace officer shall restore the firearm to the lawful owner upon evidence of the lawful owner's identification of the firearm and proof of ownership. If the lawful owner's identity and address is reasonably ascertained and the lawful owner is given reasonable notice by certified mail that the firearm was recovered but the lawful owner does not respond within 60 days after the reasonable notice is given, the law enforcement agency may destroy and dispose of the firearm.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-103-906, **amend**  
3 (1)(a) as follows:

4 **24-103-906. Bid preference - state contracts.** (1) (a) Except as  
5 provided in subsection (1)(b) of this section and in ~~section 24-103-907~~  
6 SECTIONS 24-103-907 AND 24-103-907.5, when a contract for  
7 commodities or services is to be awarded to a bidder, a resident bidder  
8 ~~shall be~~ IS allowed a preference against a nonresident bidder equal to the  
9 preference given or required by the state in which the nonresident bidder  
10 is a resident.

11 **SECTION 2.** In Colorado Revised Statutes, **add** 24-103-907.5 as  
12 follows:

13 **24-103-907.5. State purchases of firearms and ammunition -**  
14 **contractor or bidder - rules - legislative intent - definitions.**

15 (1) (a) THE GENERAL ASSEMBLY INTENDS THAT:

16 (I) THIS SECTION IS CREATED FOR THE DEVELOPMENT OF  
17 PROCUREMENT PRACTICES BY THE STATE FOR FIREARMS AND ITEMS  
18 REGULATED PURSUANT TO THE "NATIONAL FIREARMS ACT"; AND

19 (II) THIS SECTION APPLIES TO ALL BIDS THE STATE SOURCES,  
20 ENTERS INTO, AWARDS, AMENDS, RENEWS, OR EXTENDS ON OR AFTER  
21 JANUARY 1, 2026, CONDUCTED PURSUANT TO THE CODE, AS APPLICABLE,  
22 FOR PROCURING FIREARMS OR ITEMS REGULATED PURSUANT TO THE  
23 "NATIONAL FIREARMS ACT".

24 (b) THE GENERAL ASSEMBLY THEREFORE FINDS THAT A  
25 CONTRACTOR, BIDDER, OR GOVERNMENTAL BODY SHALL COMPLY WITH  
26 THIS SECTION DURING A CONTRACT SOURCING METHOD PROCESS

1 CONDUCTED PURSUANT TO THE CODE, AS APPLICABLE, INVOLVING  
2 FIREARMS AND ITEMS REGULATED PURSUANT TO THE "NATIONAL  
3 FIREARMS ACT" AND THROUGHOUT THE TERM OF THE CONTRACT.

4 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
5 REQUIRES:

6 ==  
7 (a) "FEDERAL FIREARMS LICENSE" HAS THE SAME MEANING AS SET  
8 FORTH IN SECTION 18-12-401.

9 (b) "FEDERAL FIREARMS LICENSEE" OR "LICENSEE" HAS THE SAME  
10 MEANING AS SET FORTH IN SECTION 18-12-101 (1)(b.6).

11 (c) "FEDERALLY LICENSED FIREARM DEALER" HAS THE SAME  
12 MEANING AS SET FORTH IN SECTION 18-12-101.

13 (d) "FIREARM" HAS THE SAME MEANING AS SET FORTH IN SECTION  
14 18-12-101 (1)(b.7).

15 == ==  
16 (e) "FIREARMS == BIDDER" OR "BIDDER" MEANS A BIDDER WHO  
17 SUBMITS A BID IN RESPONSE TO AN INVITATION FOR BIDS FROM A  
18 GOVERNMENTAL BODY FOR THE SALE OF FIREARMS OR ITEMS REGULATED  
19 PURSUANT TO THE "NATIONAL FIREARMS ACT" PURSUANT TO THIS  
20 SECTION.

21 (f) "FIREARMS == CONTRACTOR" OR "CONTRACTOR" MEANS A  
22 CONTRACTOR WHO ENTERS INTO A CONTRACT OR AGREEMENT WITH A  
23 GOVERNMENTAL BODY FOR THE SALE OF FIREARMS OR ITEMS REGULATED  
24 PURSUANT TO THE "NATIONAL FIREARMS ACT" TO THE GOVERNMENTAL  
25 BODY PURSUANT TO THIS SECTION.

26 (g) "NATIONAL FIREARMS ACT" MEANS THE FEDERAL "NATIONAL  
27 FIREARMS ACT", 26 U.S.C. SEC. 5801 ET SEQ.

1           (3)(a) DURING A GOVERNMENTAL BODY'S CONTRACTING PROCESS,  
2           A GOVERNMENTAL BODY'S SOURCING METHOD PROCESS CONDUCTED  
3           PURSUANT TO THE CODE, AS APPLICABLE, \_\_\_ OR UPON REQUEST DURING  
4           THE TERM OF A CONTRACT WITH A GOVERNMENTAL BODY RELATING TO  
5           THE PROCUREMENT OF FIREARMS OR ITEMS REGULATED PURSUANT TO THE  
6           "NATIONAL FIREARMS ACT", A FIREARMS \_\_\_ CONTRACTOR OR A FIREARMS  
7           \_\_\_ BIDDER SHALL, IF APPLICABLE:

8           (I) COMPLY WITH THE REQUIREMENTS OF SECTION 18-12-401.5 (1)  
9           TO ENGAGE IN THE BUSINESS OF DEALING IN FIREARMS IN THE STATE, IF  
10          APPLICABLE;

11          (II) PROVIDE TO THE GOVERNMENTAL BODY PROOF AND COPIES OF  
12          ALL REQUIRED LICENSES, INCLUDING A FEDERAL FIREARMS LICENSE,  
13          PERMITS, AND CERTIFICATES;

14          (III) PROVIDE, IF THE CONTRACTOR OR BIDDER IS A FEDERALLY  
15          LICENSED FIREARMS DEALER, TO THE GOVERNMENTAL BODY ANY  
16          MATERIALS THAT ARE NOT CONFIDENTIAL DOCUMENTING ANY UNITED  
17          STATES BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES  
18          TRACE REQUESTS THE CONTRACTOR OR BIDDER RECEIVED EACH YEAR FOR  
19          THE PAST THREE CALENDAR YEARS BEFORE THE DATE OF THE CONTRACT  
20          OR BID, THE NUMBER OF TRACE REQUESTS IN THE CALENDAR YEARS  
21          BEFORE THE YEAR OF THE CONTRACT OR BID, IF APPLICABLE, AND THE  
22          TIME BETWEEN THE SALE OF THE FIREARM SUBJECT TO THE TRACE  
23          REQUEST AND THE CRIME THAT GENERATED THE TRACE REQUEST. IF THE  
24          MATERIALS DESCRIBED IN THIS SUBSECTION (3)(a)(III) ARE NOT  
25          AVAILABLE BECAUSE THE CONTRACTOR OR BIDDER DOES NOT MAINTAIN  
26          THE MATERIALS, THE CONTRACTOR OR BIDDER SHALL SUBMIT A  
27          STATEMENT CONFIRMING THE MATERIALS ARE NOT AVAILABLE BECAUSE

1     THE CONTRACTOR OR BIDDER DOES NOT KEEP OR MAINTAIN THE  
2     MATERIALS.

3             (IV)    PROVIDE TO THE GOVERNMENTAL BODY MATERIALS  
4     DOCUMENTING ANY THEFT OR LOSS OF FIREARMS OR ITEMS REGULATED  
5     PURSUANT TO THE "NATIONAL FIREARMS ACT" FROM THE PREMISES OF  
6     THE CONTRACTOR OR BIDDER WITHIN THE PAST THREE CALENDAR YEARS  
7     BEFORE THE DATE OF THE CONTRACT OR BID TO EVALUATE POTENTIAL  
8     SECURITY CONCERNS;

9             (V)    PROVIDE TO THE GOVERNMENTAL BODY A TRUE COPY OF THE  
10    MOST RECENT INSPECTION REPORT OF ANY FIREARM INSPECTION  
11    CONDUCTED BY A STATE OR LOCAL AGENCY, INCLUDING ANY ADDITIONAL  
12    MATERIALS DOCUMENTING ADMINISTRATIVE ACTIONS TAKEN BY THE  
13    STATE OR LOCAL AGENCY, IF APPLICABLE;

14            (VI)   DISCLOSE TO THE GOVERNMENTAL BODY ANY VIOLATIONS  
15    DISCOVERED FROM AN INSPECTION CONDUCTED BY A FEDERAL AGENCY  
16    DURING THE LAST TWO FIREARM INSPECTIONS, IF APPLICABLE, AND  
17    PROVIDE MATERIALS DOCUMENTING THE CONTRACTOR'S OR BIDDER'S  
18    CORRECTIVE ACTIONS TAKEN IN RESPONSE TO A FINDING OF  
19    NONCOMPLIANCE OR A VIOLATION OF A FEDERAL FIREARM LAW,  
20    REGULATION, OR REQUIREMENT;

21            (VII)   PROVIDE TO THE GOVERNMENTAL BODY IN WRITING ANY  
22    PRACTICES OR POLICIES ADOPTED BY THE CONTRACTOR OR BIDDER,  
23    INCLUDING ANY SUBSEQUENT AMENDMENTS MADE TO THE PRACTICES OR  
24    POLICIES DURING THE SOURCING METHOD PROCESS CONDUCTED PURSUANT  
25    TO THE CODE, AS APPLICABLE, AND CONTRACT TERM, TO:

26            (A)    PREVENT, DETECT, AND SCREEN FOR THE TRANSFER OF  
27    FIREARMS TO STRAW PURCHASERS OR FIREARM TRAFFICKERS;

1 (B) PREVENT, DETECT, AND SCREEN AGAINST SALES OF FIREARMS  
2 OR ITEMS REGULATED PURSUANT TO THE "NATIONAL FIREARMS ACT" TO  
3 INDIVIDUALS PROHIBITED FROM POSSESSING A FIREARM BY FEDERAL,  
4 STATE, OR LOCAL LAW, OR COURT ORDER;

5 (C) PREVENT, DETECT, AND DOCUMENT THE THEFT OR LOSS OF  
6 FIREARMS OR ITEMS REGULATED PURSUANT TO THE "NATIONAL FIREARMS  
7 ACT";

8 (D) TRAIN EMPLOYEES        TO ENSURE COMPLIANCE WITH ALL  
9 APPLICABLE FEDERAL, STATE, AND LOCAL FIREARMS LAWS AND  
10 REGULATIONS; AND

11 (E) ASSIST LAW ENFORCEMENT AGENCIES IN THE INVESTIGATION  
12 AND PREVENTION OF CRIMINAL ACCESS TO FIREARMS OR ITEMS  
13 REGULATED PURSUANT TO THE "NATIONAL FIREARMS ACT"; AND

14       

15 (VIII) COMPLY WITH ALL APPLICABLE FEDERAL, STATE, OR LOCAL  
16 LAWS.

17 (b) THE CONTRACTOR OR BIDDER SHALL AFFIRM AT THE TIME OF  
18 THE BID THAT THE CONTRACTOR OR BIDDER SHALL NOT SELL  
19 UNSERIALIZED GUN BUILD KITS, UNSERIALIZED FIREARMS, UNSERIALIZED  
20 UNFINISHED FRAMES, OR UNFINISHED RECEIVERS THROUGH THE DURATION  
21 OF THE CONTRACT. THE CONTRACTOR OR BIDDER SHALL PROVIDE  
22 DOCUMENTATION TO PROVE COMPLIANCE WITH APPLICABLE FEDERAL,  
23 STATE, OR LOCAL LAWS RELATED TO UNSERIALIZED FIREARMS,  
24 UNSERIALIZED UNFINISHED FRAMES, OR UNFINISHED RECEIVERS.

25 (c) THE CONTRACTOR OR BIDDER SHALL SUBMIT TO THE  
26 DEPARTMENT A CERTIFICATION STATEMENT, SIGNED AND AFFIRMED  
27 UNDER PENALTY OF PERJURY, AS DEFINED IN SECTION 18-8-503, STATING

1 THAT THE MATERIALS PROVIDED IN SUBSECTION (3)(a) OF THIS SECTION  
2 ARE TRUE AND COMPLETE.

3 (4) (a) THE ATTORNEY GENERAL MAY ASSIST THE DEPARTMENT IN  
4 DEVELOPING PROCESSES AND PROCEDURES TO IMPLEMENT THIS SECTION,  
5 INCLUDING A PROCESS TO ADMINISTER AND ASSESS A CONTRACTOR'S OR  
6 BIDDER'S COMPLIANCE WITH THE REQUIREMENTS OF THIS SECTION. THE  
7 PROCESS MAY INCLUDE, BUT NEED NOT BE LIMITED TO:

8 (I) DEVELOPING A PREQUALIFICATION PROCESS TO PREQUALIFY  
9 POTENTIAL CONTRACTORS OR BIDDERS AS SET FORTH IN SECTION  
10 24-103-402;

11 (II) DEVELOPING A SCORING SYSTEM TO EVALUATE A POTENTIAL  
12 CONTRACTOR'S OR BIDDER'S RECORD OF SAFE BUSINESS PRACTICES THAT  
13 IS USED IN AWARDING CONTRACTS OR PURCHASES; AND

14 (III) TERMINATING CONTRACTS WITH CONTRACTORS OR BIDDERS  
15 FOUND TO BE NONCOMPLIANT WITH THE TERMS OF THIS SECTION DURING  
16 THE TERM OF THE CONTRACT AS SET FORTH IN SECTION 24-106-101 (3)(c)  
17 AND (3)(d).

18 (b) THE DEPARTMENT SHALL REJECT A BID OR PROPOSAL FOR A  
19 CONTRACT OR SALE OF FIREARMS OR ITEMS REGULATED PURSUANT TO THE  
20 "NATIONAL FIREARMS ACT" IF:

21 (I) A CONTRACTOR OR BIDDER HAS NOT SUBMITTED THE REQUIRED  
22 DOCUMENTATION SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION;

23 (II) THE CONTRACTOR'S OR BIDDER'S REQUIRED DOCUMENTATION  
24 DOES NOT MEET THE STANDARDS SET FORTH IN SUBSECTION (3)(a) OF THIS  
25 SECTION; OR

26 (III) THE DEPARTMENT DETERMINES THE BIDDER OR CONTRACTOR  
27 IS NOT ENGAGING IN SAFE BUSINESS PRACTICES.

1           (5) A GOVERNMENTAL BODY SHALL NOT WAIVE THE  
2 REQUIREMENTS OF THIS SECTION OR MAKE EXIGENT OR EMERGENCY  
3 PURCHASES OF FIREARMS OR ITEMS REGULATED PURSUANT TO THE  
4 "NATIONAL FIREARMS ACT" TO SUBVERT THIS SECTION.

5           (6) THE DEPARTMENT MAY ADOPT RULES TO IMPLEMENT THIS  
6 SECTION.

7           (7) A RESIDENT BIDDER AND NONRESIDENT BIDDER ARE TREATED  
8 EQUALLY FOR PURPOSES OF THIS SECTION. A RESIDENT BIDDER SHALL NOT  
9 RECEIVE A BID PREFERENCE AGAINST A NONRESIDENT BIDDER FOR THE  
10 PURCHASE OF FIREARMS OR ITEMS REGULATED PURSUANT TO THE  
11 "NATIONAL FIREARMS ACT" AS SET FORTH IN SECTION 24-103-906 (1)(a).

12           == == ==

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