

The Division has received the following comments via the Firearms Dealer Division Rulemaking email. The Division will respond to certain parties' comments should the Division implement their recommendations into the rule. Some comments submitted were not directed at the proposed rules, but rather to the legislation (HB24-1353). These comments are not able to be considered as the General Assembly passed this bill and it is the duty of the Firearms Dealer Division to implement the new law as written.

Dave Rosenfeld

Fouled Anchor Guns & Gunsmithing

RE: Firearms Storage Clarification

Received February 5, 2025

The January 2025 Draft Revision now includes a safe room as a viable method to secure firearms (Rule 2-500 Paragraph A section 1.b.). My question for you is what is considered to be or the agreed upon definition of a "safe room".

Our store/shop has metal bars that secure the windows and a metal bar door that secures the front door. If we were to add an electronic locking mechanism that allowed customers in but locked the door behind them while in the store, which secures the firearms within the premises, does this satisfy the secure storage requirements while customers are inside and therefore classify our entire store/shop a "safe room". Additionally, are glass display cases located within a safe room still required to be shatterproof?

The reason I bring this up is because a good majority of jewelry stores utilize this option to prevent "smash and grabs" and this would do the same for firearms.

If you could please include this topic for discussion in the next session, I would greatly appreciate it.

DIVISION'S RESPONSE SENT ON FEBRUARY 7, 2025

Thank you for submitting your questions. A "safe room" is used to store firearms that are not on display and/or after business hours. Therefore, considering the sales floor/room as a safe room where customers are present (even using a self-locking entrance door) does not meet that purpose. Individual firearms displayed or stored in this area must still be secured with a trigger lock or similar device. If you have questions or concerns about your particular facility, please feel free to request that we visit your store for approval of your secure storage methods (Rule 2-500(A)(1)(g)). Display cases located in a safe room do not require shatterproof glass.

Jennifer Severinsen

Rocky Mountain Pawn

RE: Rule 3-110 section b verbiage question

Received on February 11, 2025

I was reading in preparation for tomorrows call.

Pg. 22, Rule 3-110, section B

Firearms business transactions: The Dealer shall maintain records of any pistols or revolvers.....

Shouldn't this say maintain records of all firearms... Why does it only say Pistols or revolvers? You don't want the same records for other firearms?

DIVISION'S RESPONSE SENT ON FEBRUARY 11, 2025

The rule currently mirrors the statute, but you are correct that we prefer records of all firearms transactions. The Division is requesting a statutory change to reflect this. We would appreciate it if dealers would record all firearms transactions, but cannot require it at this time.

Steve Deaver

Deaver Hardware

RE: shatter proof tape

Received on February 11, 2025

my guns are secured in glass cases with locks, you want me to shatter proof all the glass in my store will cost over 1500.00 dollars this new licensing system was not supposed to be an unbearable burden on retail businesses but you are making it one. also what are you going to expect us to do at gun shows for security?

DIVISION'S RESPONSE SENT ON FEBRUARY 11, 2025

Thank you for your comments. Rule 2-500(a)(1) lists several methods for securing firearms for sale. Subparagraph (c) permits the use of shatter-resistant film, but does not require it. Also, subparagraph (g) permits you to secure your firearms in a manner that is "reasonably designed to prevent unauthorized use of a Firearm, approved in advance by the Department in writing." Please let us know if you would like us to visit your facility for the purpose of approving your secure storage method(s). The statute and rules are silent regarding gun shows.

Fred

Bison Tactical

RE: Questions about Dealer definitions

Received on February 11, 2025

I am a FFL Type 07, and SOT Type 72.

If I have a facility in Colorado, but perform no sales of firearms or NFA items in the state of Colorado, do I need to register as a Firearm Dealer?

Similarly, if I am a gunsmith, and provide services, but do not do retail sales, do I need to register as a Dealer?

DIVISION'S RESPONSE SENT ON FEBRUARY 11, 2025

Thank you for your questions. A Type 07 FFL licensee who does not sell firearms at retail to the public is not required to apply for a State Permit. However, a gunsmith does.

Colorado Revised Statute 18-12-401.5 requires every "dealer" to obtain a state permit. The Act defined "dealer", in 18-12-101(b.4) as: "Federally licensed firearm dealer" means a licensed dealer as defined in 18 U.S.C. sec. 921 (a)(11). The Federal Code, 18 U.S.C. Section 921(a)(11)(B) defines a "dealer," in relevant part, as any person engaged in the business of repairing firearms or of making or fitting special barrels, stocks, or trigger mechanisms to firearms." A person meeting this definition is commonly referred to as a "gunsmith."

The Division is currently working on the rules and forms with which to apply for a permit. You may continue your business if you submit an application on or before May 2, 2025. We hope to have the application available in the near future. In the meantime, please visit our website at <https://sbg.colorado.gov/firearms-dealer-division> and sign up for industry updates at <https://lp.constantcontactpages.com/sl/HEXxzz8>.

FOLLOW UP TO DIVISION'S RESPONSE
Received on February 11, 2025

If I am a Type 07 FFL, and don't sell firearms to the public in Colorado, but do sell firearms retail in other states, would I need to be registered as a dealer in Colorado?

DIVISION'S RESPONSE SENT ON FEBRUARY 12, 2025

Thank you for your question. No, you do not need a state permit as a Type 07 FFL if you only sell at retail to the public in other states. However, if you sell one gun at retail in Colorado, you will need to apply for and obtain a permit.
