



COLORADO
Department of Revenue

Specialized Business Group—
Firearms Dealer Division

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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.

Scott Bell
Meridian Aircraft Co.

RE: Meeting Dec 10, 2024
Received on December 6, 2024

Hi, after reading the changes, I have a concern on Rule 2-400(C) 2,3,4,5. Could you please help me know how to ID these 4 rules when meeting or selling to a person. I know that no one wants to sell to these people in 2-5, but it is impossible to ID these types and if I make a mistake and cause that person's constitutional right to own a firearm, I could be sued for discrimination. You cannot regulate this without exposure to the legal system. You have to be a little realistic. If you could figure this out, the Police could stop a lot of problems.

Denise Landin
EZPAWN

RE: Submitting Responses to Draft Rules—Session #4
Received on December 9, 2024

Attached please find the comments to Draft Rules—Session #4 submitted on behalf of EZPAWN Colorado, Inc. d/b/a EZPAWN, a subsidiary of EZCORP, Inc. Please let me know if you have any questions.

[\[See attached document: EZPAWN Comments Letter with Proposed Revisions Session #4 \]](#)

Ellis Brown
Ellis Brown Custom Shop

RE: Colorado Gun Dealer License
Received on December 10, 2024

To those that have commented that this new law has ended their business..... I am one of them. I hold an FFL strictly as a gunsmith - always have. I have no store front, I hold no inventory, and have sold very few firearms. I have only transferred a handful of guns in the 40+ years I have held a license. I hold the FFL so that I can receive and send customer guns that I work on - mostly high end SxS shotguns and doublerifles. As of January 1, 2025, this service will no longer be available on a national level because of the state of Colorado, and the state is doing back handsprings in celebration.

This should be of no surprise to any of us. This is exactly what the anti-gun state of Colorado wants - less people engaged in anything to do with firearms. This is not about revenue. This is to put firearms related business's out of business. The state wants more "registration" but is reducing the number of agencies that perform that service. If they could eliminate all firearms sales and related activity in the state, they would do it in a heartbeat. If they could eliminate hunting, they would. Anything that involves firearms.

Nathan Dechairo

DailyPawn

RE: Comments on CO Firearms Dealer Rules

Received on December 10, 2024

Here are my proposed changes to rules from today's zoom meeting on 12/10/24

Rule 1-115 M. remove the words "or indirectly"

Rule 2-100 a. i. Include all levels of applicable conviction, if that is misdemeanor and felony please have that clearly stated

Rule 2-400 D. add, if the result is less than 70% they may retake the test upto 2 additional times. If they have failed to correctly answer 70% or more of the questions 3 consecutive times, then the person must retake the training before they may test again.

Rule 2-500 A. add a second point 2. A firearm is not considered at the Dealer's place of business if it is secured to a person.

A second email was received on December 11, 2024

I would also like to add the following:

Rule 1-115 A. add the word "pawns" or "pledges" to the list.

Rule 1-115 I. add the word "pawns" or "pledges" to the list.

Scott Bell

Meridian Aircraft

RE: List

Received on December 10, 2024

Here's a list for your Rule 2-400 (C) 2-5:

FFLs are a target for individuals engaging in straw purchasing, firearms trafficking, and unlicensed dealing. In accordance with 18 USC 932(b), identifying suspicious activity starts with the FFL. Through your heightened awareness and engagement, we can collectively reduce violent crime to increases public safety. You are reminded to report suspicious activity to ATF or your local law enforcement. The following list are indicators of possible suspicious activity. This list is not all inclusive and should be taken into consideration with all available information.

- The purchaser exhibits atypical behavior for the firearms of interest.
- The purchaser is accompanied by other individuals that are leading the [purchase beyond basic education.
- The purchaser may have a "shopping list" of firearms and has minimal knowledge of the firearms.
- Payment is received from someone other than the purchaser.
- The purchaser presents cash that seems unusual for the transaction.

- The purchaser is in communication with unknown individuals that appear to be guiding the transaction.
 - A previously denied purchaser returns with another individual that is attempting to make a purchase.
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Nephi Cole

NSSF

RE: "Processes"

Received December 10, 2024

While undefined – the process referred to here is clearly the processing of the transfer itself. It is not tertiary. If not so, the cashier, the banker, the credit card company would all be "processing".

18-12-407. Dealer employee requirements - background check - penalty - repeal. (1) A DEALER SHALL NOT EMPLOY A PERSON WHO, IN THE COURSE OF THE PERSON'S DUTIES, HANDLES FIREARMS, PROCESSES THE SALE, LOAN, OR TRANSFER OF FIREARMS, OR OTHERWISE HAS ACCESS TO FIREARMS, WHO:

"Processes the sale": This is limited to persons responsible for the physical possession, background check, and associated paperwork necessary to legally transfer a firearm to an individual. Processing does not include individuals or entities whose presence is tertiary to the legal transfer.

Ellis Brown

Ellis Brown Custom Shop

RE: Colorado DEALER permit

Received December 12, 2024

By your definition, I do not need your permit:

Note that HB24-1353 also defines "dealer" as:

"DEALER" MEANS A FEDERALLY LICENSED FIREARM DEALER AS DEFINED IN SECTION 18-12-101 AND ANY OTHER FEDERAL FIREARMS LICENSEE WHO, WITHIN THE SCOPE OF THE LICENSEE'S LICENSE, SELLS FIREARMS AT RETAIL TO THE PUBLIC."

Of emphasis in the preceding reference, note the distinction cited with emphasis to the word "RETAIL", and to not including such terms as "manufacturer", "wholesaler", "distributor", or similar non-retail type in the definition.

I do NOT sell ".....firearms at RETAIL to the public". I rarely even transfer a firearm.

Denise Landin

EZPAWN

RE: Supplemental Submission by EZPAWN

Received December 16, 2024

Although I was unable to attend the meeting last week, I appreciate the ability to listen to the recorded session. There were a few areas where it may help the Department to have suggested language. Therefore, attached is supplemental response on behalf of EZPAWN.

Thank you for allowing EZPAWN to continue to participate in this discussion.

[\[See attached document: EZPAWN Session #4 Redline Rules Comments received December 16, 2024\]](#)