

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

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 23-0811.02 Jane Ritter x4342

SENATE BILL 23-169

SENATE SPONSORSHIP

Mullica and Danielson,

HOUSE SPONSORSHIP

Duran and Hamrick, Kipp

Senate Committees

State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 **CONCERNING INCREASING THE LEGAL AGE FOR CERTAIN CONDUCT**
102 **RELATED TO A FIREARM, AND, IN CONNECTION THEREWITH,**
103 **INCREASING THE LEGAL AGE TO PURCHASE, POSSESS, SELL, OR**
104 **TRANSFER A FIREARM.**

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>.)

Current law allows a person who is 18 years of age or older to knowingly possess or purchase a firearm. The bill increases that age requirement to a person who is 21 years of age or older and adds

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.

SENATE
Amended 2nd Reading
March 10, 2023

"intentionally" to the mens rea required for a person under 21 years of age to commit the offense of possessing or purchasing a firearm. The bill lists exceptions to the offense.

Under current law, it is a class 4 felony to intentionally, knowingly, or recklessly provide, or allow to possess, a firearm, with or without remuneration, to any person under the age of 18 (juvenile). The bill makes it a class 2 misdemeanor to intentionally or knowingly sell or transfer a firearm to a juvenile.

The bill makes conforming amendments.

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)(b.7) and (1)(c.5) 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 **(b.7) "FIREARM" MEANS ANY WEAPON, INCLUDING A STARTER GUN,**
7 **THAT CAN, IS DESIGNED TO, OR MAY READILY BE CONVERTED TO EXPEL A**
8 **PROJECTILE BY THE ACTION OF AN EXPLOSIVE; THE FRAME OR RECEIVER OF**
9 **A FIREARM; OR A FIREARM SILENCER. "FIREARM" DOES NOT INCLUDE AN**
10 **ANTIQUÉ FIREARM, AS DEFINED IN 18 U.S.C. SEC. 921 (a)(16). IN THE CASE**
11 **OF A LICENSED COLLECTOR, "FIREARM" MEANS ONLY CURIOS AND RELICS.**
12 **"FIREARM" INCLUDES A WEAPONS PARTS KIT THAT IS DESIGNED TO OR MAY**
13 **READILY BE COMPLETED, ASSEMBLED, RESTORED, OR OTHERWISE**
14 **CONVERTED TO EXPEL A PROJECTILE BY THE ACTION OF AN EXPLOSIVE.**
15 **"FIREARM" DOES NOT INCLUDE A WEAPON, INCLUDING A WEAPONS PARTS**
16 **KIT, IN WHICH THE FRAME OR RECEIVER OF THE FIREARM, AS DEFINED IN**
17 **SUBSECTION (1)(c.5) OF THIS SECTION, OR THE WEAPON, IS DESTROYED.**

18 **(c.5) "FRAME OR RECEIVER OF A FIREARM" MEANS A PART OF A**
19 **FIREARM THAT, WHEN THE COMPLETE FIREARM IS ASSEMBLED, IS VISIBLE**
20 **FROM THE EXTERIOR AND PROVIDES HOUSING OR A STRUCTURE DESIGNED**

1 TO HOLD OR INTEGRATE ONE OR MORE FIRE CONTROL COMPONENTS, EVEN
2 IF PINS OR OTHER ATTACHMENTS ARE REQUIRED TO CONNECT THE FIRE
3 CONTROL COMPONENTS. ANY PART OF A FIREARM IMPRINTED WITH A
4 SERIAL NUMBER IS PRESUMED TO BE A FRAME OR RECEIVER OF A FIREARM,
5 UNLESS THE FEDERAL BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND
6 EXPLOSIVES MAKES AN OFFICIAL DETERMINATION OTHERWISE OR THERE
7 IS OTHER RELIABLE EVIDENCE TO THE CONTRARY.

8 **SECTION 2.** In Colorado Revised Statutes, **amend 18-12-108.5**
9 as follows:

10 **18-12-108.5. Possession of firearms by persons less than**
11 **twenty-one years of age - prohibited - exceptions - penalty.**

12 (1) (a) Except as provided in this section, it is unlawful for any person
13 who has not attained the age of eighteen years IS LESS THAN TWENTY-ONE
14 YEARS OF AGE TO knowingly to have any handgun FIREARM in such
15 person's possession.

16 (b) Any person possessing any handgun FIREARM in violation of
17 paragraph (a) of this subsection (1) SUBSECTION (1)(a) OF THIS SECTION
18 commits the offense of illegal possession of a handgun FIREARM by a
19 juvenile PERSON LESS THAN TWENTY-ONE YEARS OF AGE.

20 (c) (I) Illegal possession of a handgun by a juvenile FIREARM BY
21 A PERSON LESS THAN TWENTY-ONE YEARS OF AGE is a class 2
22 misdemeanor.

23 (II) For any second or subsequent offense, illegal possession of a
24 handgun by a juvenile FIREARM BY A PERSON LESS THAN TWENTY-ONE
25 YEARS OF AGE is a class 5 felony.

26 (d) A person under the age of LESS THAN eighteen years OF AGE
27 who is taken into custody by a law enforcement officer for an offense

1 pursuant to this section must be taken into temporary custody in the
2 manner described in section 19-2.5-305.

3 (2) This section ~~shall~~ DOES not apply to:

4 (a) ~~Any A person under the age of eighteen~~ WHO IS LESS THAN
5 TWENTY-ONE years OF AGE who is TEMPORARILY POSSESSING A FIREARM
6 FOR THE PURPOSE OF:

7 (I) ~~In attendance at~~ ATTENDING a hunter's ~~safety~~ EDUCATION
8 course or a firearms safety course; or

9 (II) ~~Engaging in practice in the use of a firearm or target shooting~~
10 at an ~~established range~~ authorized by the ~~governing body of the~~
11 jurisdiction in which such range is located or any other area where the
12 discharge of a firearm is not prohibited; or

13 (III) ~~Engaging in an organized competition involving the use of~~
14 a ~~firearm or participating in or practicing for a performance by an~~
15 organized group under 501 (c)(3) as determined by the federal internal
16 revenue service ~~which~~ THAT uses firearms as a part of ~~such~~ THE
17 performance; or

18 (IV) ~~Hunting or trapping pursuant to a valid license issued to such~~
19 THE person pursuant to article 4 of title 33; ~~C.R.S.;~~ or

20 (IV.1) ~~HUNTING, TRAPPING, TAKING, OR KILLING WILDLIFE~~
21 PURSUANT TO 33-6-107 (9); OR

22 (IV.3) ~~PARTICIPATING IN A BONA FIDE SHOOTING CLASS, TRAINING,~~
23 OR SANCTIONED EVENT, UNDER THE SUPERVISION OF A CERTIFIED PEACE
24 OFFICER OR A PERSON WHO IS TWENTY-FIVE YEARS OF AGE OR OLDER AND
25 WHO IS A CERTIFIED HUNTER EDUCATION INSTRUCTOR OR FIREARMS
26 TRAINING INSTRUCTOR; OR

27 (IV.5) ~~HUNTING WITH A VALID HUNTING LICENSE AND~~

1 ACCOMPANIED BY A MENTOR, AS DEFINED BY THE PARKS AND WILDLIFE
2 COMMISSION, WHO HAS A VERIFIED HUNTER EDUCATION CARD, AS
3 REQUIRED BY ARTICLE 4 OF TITLE 33 OR RULES PROMULGATED BY THE
4 PARKS AND WILDLIFE COMMISSION; OR

5 (IV.6) PARTICIPATING IN AN ACCREDITED GUNSMITHING COURSE
6 IN A STATE-AUTHORIZED INSTITUTION OF HIGHER EDUCATION OR AN
7 INSTITUTION REGULATED BY THE PRIVATE OCCUPATIONAL SCHOOL
8 DIVISION; OR

9 (V) Traveling with any handgun FIREARM in such THE person's
10 possession being unloaded to or from any activity described in
11 subparagraph (I), (II), (III), or (IV) of this paragraph (a); SUBSECTION
12 (2)(a)(I), (2)(a)(II), (2)(a)(III), (2)(a)(IV), (2)(a)(IV.1), (2)(a)(IV.3),
13 (2)(a)(IV.5), OR (2)(a)(IV.6) OF THIS SECTION; OR

14 (b) Any A person under the age of eighteen WHO IS LESS THAN
15 TWENTY-ONE years OF AGE who is on real property under the control of
16 such THE person's parent, legal guardian, or grandparent and who has the
17 permission of such THE person's parent or legal guardian to possess a
18 handgun THE FIREARM; OR

19 (c) Any person under the age of eighteen years who is at such
20 person's residence and who, with the permission of such THE person's
21 parent or legal guardian, A PERSON WHO possesses a handgun FIREARM
22 for the purpose of exercising the rights contained in section 18-1-704 or
23 section 18-1-704.5 OR FOR THE DEFENSE OF LIVESTOCK; OR

24 (d) A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE WHO
25 HAS BEEN ISSUED A HUNTER EDUCATION CARD BY THE PARKS AND
26 WILDLIFE COMMISSION AS REQUIRED BY TITLE 33 OR RULES PROMULGATED
27 BY THE PARKS AND WILDLIFE COMMISSION; OR

1 (e) A PERSON WHO IS AN ACTIVE MEMBER OF THE UNITED STATES
2 ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE
3 POLICIES OF THE UNITED STATES ARMED FORCES; OR

4 (f) A PERSON WHO IS A PEACE OFFICER, AS DESCRIBED IN SECTION
5 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE
6 POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION
7 16-2.5-101 AND SECTION 16-2.5-135; OR

8 (g) AN INDIVIDUAL CERTIFIED BY THE P.O.S.T. BOARD PURSUANT
9 TO SECTION 16-2.5-102; OR

10 (h) A PERSON WHO WAS AT LEAST EIGHTEEN YEARS OF AGE WHEN
11 SENATE BILL 23-169 WAS ENACTED IN 2023.

12 (3) For the purposes of subsection (2) of this section, a handgun
13 FIREARM is "loaded" if:

14 (a) There is a cartridge in the chamber of the handgun FIREARM;
15 or

16 (b) There is a cartridge in the cylinder of the handgun FIREARM,
17 if the handgun FIREARM is a revolver; or

18 (c) The handgun FIREARM, and the ammunition for such handgun
19 THE FIREARM, is carried on the person of a person under the age of
20 ~~eighteen~~ LESS THAN TWENTY-ONE years OF AGE or is in such close
21 proximity to such person that such person could readily gain access to the
22 handgun FIREARM and the ammunition and load the handgun FIREARM.

23 (4) Repealed.

24 SECTION 3. In Colorado Revised Statutes, amend 18-12-108.7
25 as follows:

26 18-12-108.7. Unlawfully providing or permitting a juvenile to
27 possess a firearm - penalty. (1) (a) Any A person who intentionally,

1 knowingly, or recklessly provides a handgun FIREARM, with or without
2 remuneration, to any person under the age of LESS THAN eighteen years
3 OF AGE in violation of section 18-12-108.5, or any person who knows of
4 such juvenile's conduct which THAT violates section 18-12-108.5 and fails
5 to make reasonable efforts to prevent such violation, commits the crime
6 of unlawfully providing a handgun to a juvenile or permitting a juvenile
7 to possess a handgun FIREARM.

8 (b) Unlawfully providing a handgun A FIREARM to a juvenile or
9 permitting a juvenile to possess a handgun FIREARM in violation of this
10 subsection (1) is a class 4 felony.

11 (2) (a) Any A person who intentionally, knowingly, or recklessly
12 provides a handgun to a juvenile A FIREARM TO A JUVENILE or permits a
13 juvenile to possess a handgun FIREARM, even though such THE person is
14 aware of a substantial risk that such THE juvenile will use a handgun THE
15 FIREARM to commit a felony offense, or who, being aware of such
16 substantial risk, fails to make reasonable efforts to prevent the
17 commission of the offense, commits the crime of unlawfully providing or
18 permitting a juvenile to possess a handgun FIREARM. A person shall be
19 deemed to have violated this paragraph (a) if such VIOLATES THIS
20 SUBSECTION (2)(a) IF THE person provides a handgun to or permits the
21 possession of a handgun FIREARM by any A juvenile who has been
22 convicted of a crime of violence, as defined in section 18-1.3-406, or any
23 A juvenile who has been adjudicated a juvenile delinquent for an offense
24 which THAT would constitute a crime of violence, as defined in section
25 18-1.3-406, if such THE juvenile were an adult.

26 (b) Unlawfully providing a handgun to a juvenile A FIREARM TO
27 A JUVENILE or permitting a juvenile to possess a handgun FIREARM in

1 violation of this subsection (2) is a class 4 felony.

2 (3) With regard to firearms other than handguns, no person shall
3 sell, rent, or transfer ownership or allow unsupervised possession of a
4 firearm with or without remuneration to any juvenile without the consent
5 of the juvenile's parent or legal guardian. Unlawfully providing a firearm
6 other than a handgun to a juvenile in violation of this subsection (3) is a
7 class 1 misdemeanor.

8 (4) It shall IS not be an offense under PURSUANT TO this section if
9 a person believes that a juvenile will physically harm the person if the
10 person attempts to disarm the juvenile or prevent the juvenile from
11 committing a violation of section 18-12-108.5.

12 SECTION 4. In Colorado Revised Statutes, 18-12-112, add
13 (2)(e), (2)(f), and (2)(g) as follows:

14 18-12-112. Private firearms transfers - sale and purchase -
15 background check required - penalty - definitions. (2) (e) A PERSON
16 WHO IS NOT A LICENSED GUN DEALER SHALL NOT MAKE OR FACILITATE THE
17 SALE OF A FIREARM TO A PERSON WHO IS LESS THAN TWENTY-ONE YEARS
18 OF AGE.

19 (f) IT IS UNLAWFUL FOR A PERSON WHO IS LESS THAN TWENTY-ONE
20 YEARS OF AGE TO PURCHASE A FIREARM.

21 (g) SUBSECTIONS (2)(e) AND (2)(f) OF THIS SECTION DO NOT APPLY
22 IF:

23 (I) THE PERSON IS AN ACTIVE MEMBER OF THE UNITED STATES
24 ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE
25 POLICIES OF THE UNITED STATES ARMED FORCES; OR

26 (II) THE PERSON IS A PEACE OFFICER, AS DESCRIBED IN SECTION
27 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE

1 POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION
2 16-2.5-101 AND SECTION 16-2.5-135; OR

3 (III) THE PERSON IS CERTIFIED BY THE P.O.S.T. BOARD PURSUANT
4 TO SECTION 16-2.5-102.

5 SECTION 5. In Colorado Revised Statutes, 18-12-112.5, amend
6 (1) as follows:

7 18-12-112.5. Firearms transfers by licensed dealers - sale and
8 purchase - background check required - penalty - definitions.

9 (1) (a) It is unlawful for a licensed gun dealer to transfer a firearm to a
10 transferee until the dealer has obtained approval for the firearms transfer
11 from the bureau after the bureau has completed any background check
12 required by state or federal law.

13 (a.3) A PERSON WHO IS A LICENSED GUN DEALER SHALL NOT MAKE
14 OR FACILITATE THE SALE OF A FIREARM TO A PERSON WHO IS LESS THAN
15 TWENTY-ONE YEARS OF AGE.

16 (a.5) IT IS UNLAWFUL FOR A PERSON WHO IS LESS THAN
17 TWENTY-ONE YEARS OF AGE TO PURCHASE A FIREARM. THIS SUBSECTION
18 (1)(a.5) DOES NOT APPLY IF:

19 (I) THE PERSON IS AN ACTIVE MEMBER OF THE UNITED STATES
20 ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE
21 POLICIES OF THE UNITED STATES ARMED FORCES; OR

22 (II) THE PERSON IS A PEACE OFFICER, AS DESCRIBED IN SECTION
23 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE
24 POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION
25 16-2.5-101 AND SECTION 16-2.5-135; OR

26 (III) AN INDIVIDUAL CERTIFIED BY THE P.O.S.T. BOARD PURSUANT
27 TO SECTION 16-2.5-102.

1 (b) Transferring OR SELLING a firearm in violation of this
2 subsection (1) is a class 1 misdemeanor.

3 **SECTION 6.** In Colorado Revised Statutes, 18-12-108, amend
4 (7) introductory portion and (7)(ww) as follows:

5 **18-12-108. Possession of weapons by previous offenders.**

6 (7) In addition to a conviction for felony crime as defined in section
7 24-4.1-302 (1), a felony conviction or adjudication for one of the
8 following felonies prohibits a person from possessing, using, or carrying
9 upon his or her THE person a firearm as defined in section 18-1-901
10 (3)(h) or any other weapon that is subject to this article 12 pursuant to
11 subsection (1) or (3) of this section:

12 (ww) Possession of a handgun by a juvenile FIREARM BY PERSONS
13 LESS THAN TWENTY-ONE YEARS OF AGE in violation of section
14 18-12-108.5;

15 **SECTION 7.** In Colorado Revised Statutes, 19-1-304, amend
16 (5.5) as follows:

17 **19-1-304. Juvenile delinquency records - division of youth**

18 services critical incident information - definitions. (5.5) Whenever a
19 petition is filed in juvenile court alleging a class 1, class 2, class 3, or
20 class 4 felony; a level 1, level 2, or level 3 drug felony; an offense
21 involving unlawful sexual behavior as defined in section 16-22-102 (9);
22 a crime of violence as described in section 18-1.3-406; a burglary offense
23 as described in part 2 of article 4 of title 18; felony menacing, in violation
24 of section 18-3-206; harassment, in violation of section 18-9-111; fourth
25 degree arson, in violation of section 18-4-105; aggravated motor vehicle
26 theft, in violation of section 18-4-409; hazing, in violation of section
27 18-9-124; or possession of a handgun by a juvenile FIREARM BY PERSONS

1 LESS THAN TWENTY-ONE YEARS OF AGE, in violation of section
2 18-12-108.5, or when a petition is filed in juvenile court in which the
3 alleged victim of the crime is a student or staff person in the same school
4 as the juvenile or in which it is alleged that the juvenile possessed a
5 deadly weapon during the commission of the alleged crime, the
6 prosecuting attorney, within three working days after the petition is filed,
7 shall make good faith reasonable efforts to notify the principal of the
8 school in which the juvenile is enrolled and shall provide such THE
9 principal with the arrest and criminal records information, as defined in
10 section 24-72-302 (1). In the event the prosecuting attorney, in good
11 faith, is not able to either identify the school that the juvenile attends or
12 contact the principal of the juvenile's school, then the prosecuting
13 attorney shall contact the superintendent of the juvenile's school district.

14 **SECTION 8. In Colorado Revised Statutes, 19-2.5-305, amend**
15 **(3)(a)(V) introductory portion and (3)(a)(V)(C) as follows:**

16 **19-2.5-305. Detention and shelter - hearing - time limits -**
17 **findings - review - confinement with adult offenders - restrictions.**
18 **(3) (a) (V) A court shall not order further detention for a juvenile who**
19 **is ten years of age and older but less than thirteen years of age unless the**
20 **juvenile has been arrested or adjudicated for a felony or weapons charge**
21 **pursuant to section 18-12-102, 18-12-105, 18-12-106, or 18-12-108.5, OR**
22 **18-12-108.7. The court shall receive any information having probative**
23 **value regardless of its admissibility under the rules of evidence. In**
24 **determining whether a juvenile requires detention, the court shall**
25 **consider the results of the detention screening instrument. There is a**
26 **rebuttable presumption that a juvenile poses a substantial risk of serious**
27 **harm to others if:**

1 (C) The juvenile is alleged to have committed possessing a
2 dangerous or illegal weapon, as described in section 18-12-102;
3 possession of a defaced firearm, as described in section 18-12-103;
4 unlawfully carrying a concealed weapon, as described in section
5 18-12-105; unlawfully carrying a concealed weapon on school, college,
6 or university grounds, as described in section 18-12-105.5; prohibited use
7 of weapons, as described in section 18-12-106; illegal discharge of a
8 firearm, as described in section 18-12-107.5; or illegal possession of a
9 handgun by a juvenile FIREARM BY PERSONS LESS THAN TWENTY-ONE
10 YEARS OF AGE, as described in section 18-12-108.5.

11 **SECTION 9.** In Colorado Revised Statutes, 19-2.5-502, amend
12 (5)(a) introductory portion as follows:

13 **19-2.5-502. Petition initiation - petition form and content.**

14 (5) (a) Pursuant to section 19-1-126, in those delinquency proceedings
15 to which the federal "Indian Child Welfare Act of 1978", 25 U.S.C. sec.
16 1901 et seq., as amended, applies, including but not limited to status
17 offenses such as the illegal possession or consumption of ethyl alcohol
18 or marijuana by an underage person or illegal possession of marijuana
19 paraphernalia by an underage person, as described in section 18-13-122,
20 and possession of handguns by juveniles A FIREARM BY PERSONS LESS
21 THAN TWENTY-ONE YEARS OF AGE, as described in section 18-12-108.5,
22 the petition must:

23 **SECTION 10.** In Colorado Revised Statutes, 19-2.5-1203,
24 amend (5)(b)(VII) and (5)(b)(VIII) as follows:

25 **19-2.5-1203. Juvenile parole - hearing panels - definition.**

26 (5) (b) Subsection (5)(a) of this section allowing for extension of the
27 period of parole applies to juveniles committed to the department of

1 human services due to an adjudication for one or more of the following
2 offenses:

3 (VII) Felony illegal possession of a handgun by a juvenile
4 FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as
5 described in section 18-12-108.5, that would constitute a felony if
6 committed by an adult;

7 (VIII) Misdemeanor illegal possession of a handgun by a juvenile
8 FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as
9 described in section 18-12-108.5, that would constitute a misdemeanor
10 if committed by an adult, if the juvenile PERSON WHO IS LESS THAN
11 TWENTY-ONE YEARS OF AGE is contemporaneously committed to the
12 department of human services for an offense that would constitute a
13 felony if committed by an adult; or

14 SECTION 11. In Colorado Revised Statutes, 24-33.5-424,
15 amend (3)(b.3)(IX) and (3)(b.3)(X); and repeal (3)(b.3)(XI) as follows:

16 24-33.5-424. National instant criminal background check
17 system - state point of contact - fee - grounds for denial of firearm
18 transfer - appeal - rule-making - unlawful acts - instant criminal
19 background check cash fund - creation. (3) (b.3) In addition to the
20 grounds for denial specified in subsections (3)(a) and (3)(b) of this
21 section, the bureau shall deny a transfer of a firearm if the prospective
22 transferee has been convicted of any of the following offenses committed
23 on or after June 19, 2021, if the offense is classified as a misdemeanor,
24 or if the prospective transferee has been convicted in another state or
25 jurisdiction, including a military or federal jurisdiction, of an offense that,
26 if committed in Colorado, would constitute any of the following offenses
27 classified as a misdemeanor offense, within five years prior to the

1 transfer:

2 (IX) Cruelty to animals, as described in section 18-9-202 (1)(a)

3 and (1.5); OR

4 (X) Possession of an illegal weapon, as described in section

5 18-12-102 (4). or

6 (XI) Unlawfully providing a firearm other than a handgun to a

7 juvenile, as described in section 18-12-108.7 (3).

8 **SECTION 12. Severability.** If any provision of this act or the

9 application thereof to any person or circumstance is held invalid, such

10 invalidity does not affect other provisions or applications of the act that

11 can be given effect without the invalid provision or application, and to

12 this end the provisions of this act are declared to be severable.

13 **SECTION 13. Safety clause.** The general assembly hereby finds,

14 determines, and declares that this act is necessary for the immediate

15 preservation of the public peace, health, or safety.