

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

**INTRODUCED**

LLS NO. 21-0425.01 Conrad Imel x2313

**SENATE BILL 21-078**

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**SENATE SPONSORSHIP**

**Jaquez Lewis and Danielson,**

**HOUSE SPONSORSHIP**

**Sullivan and Herod,**

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**Senate Committees**  
Judiciary

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE RESPONSIBILITY OF AN INDIVIDUAL FIREARM OWNER**  
102 **TO REPORT A MISSING FIREARM.**

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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 requires an individual who owns a firearm to report the loss or theft of that firearm to a law enforcement agency within 5 days after discovering that the firearm was lost or stolen. A first offense for failure to make such a report is a petty offense punishable by a \$25 fine, and a second or subsequent offense is a class 3 misdemeanor. The 5-day reporting requirement does not apply to a licensed gun dealer.

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

The bill requires a law enforcement agency that receives a report of a lost or stolen firearm to enter information about the lost or stolen firearm into the national crime information center database and report the information to the Colorado bureau of investigation.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 18-12-113 as  
3 follows:

4 **18-12-113. Failure to report a lost or stolen firearm -**  
5 **exception.** (1) (a) A PERSON WHO OWNS A FIREARM AND WHO HAS  
6 REASONABLE CAUSE TO BELIEVE THAT THE FIREARM HAS BEEN LOST OR  
7 STOLEN SHALL REPORT SUCH FACT TO A LAW ENFORCEMENT AGENCY NOT  
8 MORE THAN FIVE DAYS AFTER DISCOVERING THAT THE FIREARM HAS BEEN  
9 LOST OR STOLEN. A REPORT OF A LOST OR STOLEN FIREARM MUST  
10 INCLUDE, AND THE LAW ENFORCEMENT AGENCY RECEIVING THE REPORT  
11 SHALL REQUEST, THE MANUFACTURER, MODEL, SERIAL NUMBER, CALIBER,  
12 AND ANY OTHER IDENTIFICATION NUMBER OR DISTINGUISHING MARK OF  
13 THE FIREARM BEING REPORTED.

14 (b) A PERSON WHO PREVIOUSLY REPORTED A LOST OR STOLEN  
15 FIREARM PURSUANT TO THIS SECTION WHO HAS FOUND OR OTHERWISE  
16 RECOVERED THE FIREARM SHALL REPORT TO THE LAW ENFORCEMENT  
17 AGENCY THAT RECEIVED THE REPORT THAT THE FIREARM HAS BEEN  
18 RECOVERED.

19 (c) EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, A  
20 PERSON WHO KNOWINGLY VIOLATES THIS SUBSECTION (1) COMMITS  
21 FAILURE TO REPORT A LOST OR STOLEN FIREARM.

22 (2) FAILURE TO REPORT A LOST OR STOLEN FIREARM IS A CLASS 2  
23 PETTY OFFENSE, PUNISHABLE BY A TWENTY-FIVE DOLLAR FINE; EXCEPT

1 THAT A SECOND OR SUBSEQUENT OFFENSE IS A CLASS 3 MISDEMEANOR.

2 (3) THIS SECTION DOES NOT APPLY TO A LICENSED GUN DEALER, AS  
3 DEFINED IN SECTION 18-12-506.

4 (4) WITHIN FIVE DAYS AFTER RECEIVING A REPORT OF A LOST OR  
5 STOLEN FIREARM PURSUANT TO THIS SECTION, THE LAW ENFORCEMENT  
6 AGENCY THAT RECEIVES THE REPORT SHALL ENTER ANY AVAILABLE  
7 DESCRIPTIVE INFORMATION RELATED TO THE LOST OR STOLEN FIREARM  
8 INTO THE NATIONAL CRIME INFORMATION CENTER DATABASE AND REPORT  
9 THE INFORMATION TO THE COLORADO BUREAU OF INVESTIGATION.

10 **SECTION 2. Act subject to petition - effective date.** This act  
11 takes effect at 12:01 a.m. on the day following the expiration of the  
12 ninety-day period after final adjournment of the general assembly; except  
13 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
14 of the state constitution against this act or an item, section, or part of this  
15 act within such period, then the act, item, section, or part will not take  
16 effect unless approved by the people at the general election to be held in  
17 November 2022 and, in such case, will take effect on the date of the  
18 official declaration of the vote thereon by the governor.