

CHAPTER 115

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 98-1102

BY REPRESENTATIVE Owen;
also SENATOR Blickensderfer.

AN ACT

CONCERNING ENFORCEMENT OF THE COLORADO INSTANT CRIMINAL BACKGROUND CHECK SYSTEM, AND, IN CONNECTION THEREWITH, CHANGING THE REPEAL DATE TO COINCIDE WITH FEDERAL LAW AND CLARIFYING CERTAIN PROVISIONS WITHIN THE COLORADO INSTANT CRIMINAL BACKGROUND CHECK SYSTEM.

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

SECTION 1. Article 26.5 of title 12, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

12-26.5-102.5. Application of provisions. NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE TO THE CONTRARY, AFTER NOVEMBER 30, 1998, THE BUREAU SHALL BE AUTHORIZED TO APPLY THE PROVISIONS OF THIS ARTICLE TO THE TRANSFER OF FIREARMS.

SECTION 2. 12-26.5-109, Colorado Revised Statutes, is amended to read:

12-26.5-109. Repeal of article - notice to revisor of statutes. This article is repealed effective February 28, 1999, which is the date of UPON the implementation of the federal national instant criminal background check system in accordance with the federal "Brady Handgun Violence Prevention Act", which provides for access to national criminal history information and requires national criminal history checks of transferees to whom a firearm may be transferred. THE BUREAU SHALL NOTIFY THE REVISOR OF STATUTES OF THE DATE WHEN THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM IS IMPLEMENTED.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 17, 1998