

**FIREARM TRANSFER CERTIFICATION AMENDMENTS**

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Ryan D. Wilcox**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill provides requirements for law enforcement officials to certify federal firearm transfers within a certain time.

**Highlighted Provisions:**

This bill:

- ▶ requires law enforcement officers or other eligible officials to certify certain federal firearm transfers;
- ▶ provides that the certification is granted only for firearm transfer applicants not prohibited by law;
- ▶ specifies a time period within which the law enforcement officer shall certify and return the form to the applicant; and
- ▶ if the certification is denied, provide the reasons in writing to the applicant within a specified time period.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**53-5a-104**, Utah Code Annotated 1953



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29 *Be it enacted by the Legislature of the state of Utah:*

30 Section 1. Section **53-5a-104** is enacted to read:

31 **53-5a-104. Firearm transfer certification.**

32 (1) Upon receiving a federal firearm transfer form, a chief law enforcement officer or  
33 designee, or other official identified by the Bureau of Alcohol, Tobacco, Firearms, and  
34 Explosives as eligible to sign the transfer form shall sign the form certifying:

35 (a) a background check was performed that indicates the applicant is not prohibited by  
36 law from possessing a firearm or firearm accessory as defined in Section [53-5b-103](#); and

37 (b) that the signing officer or official has no information indicating the transferee  
38 described on the application will use the firearm or firearm accessory for other than lawful  
39 purposes.

40 (2) The chief law enforcement officer, the chief law enforcement officer's designee, or  
41 official signing the federal transfer form shall:

42 (a) return the federal transfer form to the applicant within 15 calendar days; or

43 (b) if the applicant is denied, provide to the applicant the reasons for denial in writing  
44 within 15 calendar days.

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**Legislative Review Note**  
**as of 2-18-14 4:09 PM**

**Office of Legislative Research and General Counsel**