

SB 5099 -- Redline

Substitute to Bill -- Protecting the public from gun violence by establishing additional requirements for the business operations of licensed firearms dealers.

Deletions ~~struck~~ · Insertions underlined

~~S-0861.1~~~~S-0056.5~~ ~~SUBSTITUTE~~ SENATE BILL 5099 State of Washington 69th Legislature 2025 Regular Session By ~~Senate Law & Justice (originally sponsored by~~ Senators Lovick, Pedersen, Conway, Cortes, Dhingra, Frame, Liias, Nobles, Saldana, Salomon, Slatter, Stanford, Valdez, and C.

~~Wilson)~~Wilson ~~READ~~Prefiled ~~FIRST~~12/20/24. ~~TIME~~01/24/25.

Read first time 01/13/25.

Referred to Committee on Law & Justice.

1 ~~SSB~~SB 5099 AK-47 in all forms AK-74 in all forms Algimec AGM-1 type semiautomatic American Arms Spectre da semiautomatic carbine AR15, M16, or M4 in all forms AR 180 type semiautomatic Argentine L.S.R.

2 ~~SSB~~SB 5099 Galil Heckler & Koch G3 in all forms Heckler & Koch HK-41/91 Heckler & Koch HK-43/93 Heckler & Koch HK94A2/3 Heckler & Koch MP-5 in all forms Heckler & Koch PSG-1 Heckler & Koch SL8 Heckler & Koch UMP Manchester Arms Commando MK-45 Manchester Arms MK-9 SAR-4800 SIG AMT SG510 in all forms SIG SG550 in all forms SKS Spectre M4 Springfield Armory BM-59 Springfield Armory G3 Springfield Armory SAR-8 Springfield Armory SAR-48 Springfield Armory SAR-3 Springfield Armory M-21 sniper Springfield Armory M1A Smith & Wesson M&P 15 Sterling Mk 1 Sterling Mk 6/7 Steyr AUG TNW M230 FAMAS F11 Uzi 9mm carbine/rifle (ii) A semiautomatic rifle that has an overall length of less than 30 inches;

3 ~~SSB~~SB 5099 (iii) A conversion kit, part, or combination of parts, from which an assault weapon can be assembled or from which a firearm can be converted into an assault weapon if those parts are in the possession or under the control of the same person;

4 ~~SSB~~SB 5099 (B) A grip that is independent or detached from the stock that protrudes conspicuously beneath the action of the weapon.

5 ~~SSB~~SB 5099 criminal conspiracy to commit a class A felony, manslaughter in the first degree, manslaughter in the second degree, indecent liberties if committed by forcible compulsion, kidnapping in the second degree, arson in the second degree, assault in the second degree, assault of a child in the second degree, extortion in the first degree, burglary in the second degree, residential burglary, and robbery in the second degree;

6 ~~SSB~~SB 5099 (13) "Family or household member" has the same meaning as in RCW 7.105.010.

7 ~~SSB~~SB 5099 explosives or other reliable evidence to the contrary, to be a frame or receiver.

8 ~~SSB~~SB 5099 (28) "Licensed collector" means a person who is federally licensed under 18 U.S.C.

9 ~~SSB~~SB 5099 (36) "Pistol" means any firearm with a barrel less than 16 inches in length, or is designed to be held and fired by the use of a single hand.

10 ~~SSB~~SB 5099 (i) Drive-by shooting;

11 ~~SSB~~SB 5099 including, but not limited to, gifts and loans.

12 ~~SSB~~SB 5099 (51) "Unlicensed person" means any person who is not a licensed dealer under this chapter.

13 ~~SSB~~SB 5099 (2)(a) Washington state patrol shall grant licenses ((in forms prescribed by the director of licensing)) completed in accordance with (b) of this subsection unless the applicant does not meet the eligibility requirements described in subsection (3) of this section or the applicant has made a false statement on the application.

(c) Washington state patrol shall ~~create~~conduct ~~and~~an ~~publish~~on-site ~~to~~inspection ~~it~~sof ~~public~~10 ~~website~~percent ~~aof~~firearm ~~state~~dealer's ~~license~~application ~~holders'~~checklist ~~places~~outlining ~~of~~each ~~business~~required ~~annually~~element ~~to~~of ~~ensure~~adealers ~~complete~~are ~~firearm~~complying ~~dealer's~~with ~~license~~the ~~application~~requirements ~~to~~hold ~~a~~state ~~license~~.

(d) ~~Washington~~In ~~state~~addition ~~patrol~~to ~~shall~~the ~~conduct~~inspection ~~an~~required ~~on-site~~under ~~inspection~~(c) of ~~10~~this ~~percent~~subsection, ~~of~~Washington ~~state~~license ~~patrol~~holders' ~~may~~places ~~conduct~~of ~~reasonable~~business ~~periodic~~annually p.

14 ~~SSB~~SB 5099 ~~to~~unannounced ~~ensure~~inspections ~~dealers~~of ~~area~~complying ~~state~~with ~~license~~holder's ~~place~~of ~~business~~during ~~the~~requirements ~~dealer's~~regular ~~posted~~business ~~hours~~to ~~hold~~ensure ~~at~~that ~~the~~state ~~license~~license ~~holder~~holder ~~is~~is ~~complying~~complying ~~with~~with ~~the~~the ~~license~~license ~~requirements~~requirements.

(e) ~~In~~No ~~addition~~later ~~to~~than ~~the~~December ~~inspection~~1, ~~required~~2026, ~~under~~and ~~(d)~~no ~~of~~later ~~this~~this ~~than~~than ~~subsection~~subsection, ~~December~~Washington ~~1st~~state ~~of~~patrol ~~each~~each ~~may~~year ~~conduct~~conduct ~~thereafter~~thereafter, ~~reasonable~~Washington ~~periodic~~state ~~unannounced~~unannounced ~~patrol~~patrol ~~inspections~~inspections ~~shall~~shall ~~of~~submit ~~a~~a ~~state~~state ~~report~~report ~~license~~license ~~to~~to ~~holder's~~holder's ~~place~~place ~~of~~of ~~business~~business ~~during~~during ~~the~~the ~~dealer's~~dealer's ~~legislature~~legislature ~~regular~~regular ~~about~~about ~~posted~~posted ~~firearm~~firearm ~~business~~business ~~dealer~~dealer ~~hours~~hours ~~licensing~~licensing ~~to~~to ~~ensure~~ensure ~~that~~that ~~the~~the ~~prior~~prior ~~state~~state ~~license~~license ~~fiscal~~fiscal ~~holder~~holder ~~year~~year ~~is~~is ~~complying~~complying ~~with~~with ~~the~~the ~~license~~license ~~requirements~~requirements.

(f) ~~No~~No ~~later~~later ~~than~~than ~~December~~December ~~1,~~1, ~~2026,~~2026, ~~and~~and ~~no~~no ~~later~~later ~~than~~than ~~December~~December ~~1st~~1st ~~of~~of ~~each~~each ~~year~~year ~~thereafter~~thereafter, ~~Washington~~Washington ~~state~~state ~~patrol~~patrol ~~shall~~shall ~~submit~~submit ~~a~~a ~~report~~report ~~to~~to ~~the~~the ~~legislature~~legislature ~~about~~about ~~firearm~~firearm ~~dealer~~dealer ~~licensing~~licensing ~~in~~in ~~the~~the ~~prior~~prior ~~state~~state

~~fiscal year.~~

In addition, ~~p. no person ineligible to possess a firearm under RCW 9.41.040 or ineligible for a concealed pistol license under RCW 9.41.070 shall qualify for a dealer's license.~~

~~15 p. SSB 5099 no person ineligible to possess a firearm under RCW 9.41.040 or ineligible for a concealed pistol license under RCW 9.41.070 shall qualify for a dealer's license.~~

15 SB 5099 (((b))) (c) No person shall qualify for a license under this section who has had a permit or license to sell, lease, transfer, purchase, or possess a firearm or ammunition from the federal government, any state, or a subdivision of any state revoked, suspended, or denied for reasons other than filing an incomplete or incorrect application within five years before submitting an application.

~~p. (c) A dealer who submits a timely and sufficient renewal application may continue to engage in the business of dealing in firearms pursuant to state law until Washington state patrol has acted upon the annual certification.~~

~~16 For SSB 5099 (c) A dealer who submits a timely and sufficient renewal application may continue to engage in the business purposes of dealing this inp. firearms pursuant to state law until Washington state patrol has acted upon the annual certification.~~

~~For 16 the SB purposes 5099 of this~~ subsection, an annual certification is sufficient if it includes on its face information necessary to show that the applicant is eligible for state license renewal.

~~p. (A) ((Bars)) Metal bars or grates;~~

~~17 SSB 5099 (A) ((Bars)) Metal bars or grates;~~

~~(A) p. Properly installed and maintained in good condition;~~

17 SB 5099 (A) Properly installed and maintained in good condition;

~~p. (iii) The areas recorded shall include, but are not limited to, all of the following:~~

~~18 SSB 5099 (iii) The areas recorded shall include, but are not limited to, all of the following:~~

~~and (C) p. All points of sale, sufficient to identify the parties involved in the transaction;~~

18 SB 5099 (C) All points of sale, sufficient to identify the parties involved in the transaction;

(ii) A dealer may allow access to the system or release recordings to any person in response to an insurance ~~claim, claim as needed for an active police investigation,~~ or as part of the civil discovery process including, but not limited to, as needed for an active police investigation, in response to subpoenas, request for production or inspection, or other court order.

(c) The dealer shall post a sign in a conspicuous place at each entrance to the premises that states in block letters not less than ~~p. one inch in height:~~

~~19 SSB 5099 one inch in height:~~

YOUR IMAGE AND CONVERSATIONS MAY BE RECORDED." (d) This section does not preclude any local authority or local governing body from adopting or enforcing local laws or policies ~~regarding p. video surveillance that do not contradict or conflict with the requirements of this section.~~

19 SB 5099 regarding video surveillance that do not contradict or conflict with the requirements of this section.

(e) Retain all bureau of alcohol, tobacco, firearms and explosives form 4473 transaction records on the dealer's business premises in a secure container designed to prevent loss by fire, theft, or flood;

~~20 SSB 5099 (e) (f) Retain Maintain all for bureau six of years alcohol, copies tobacco, of firearms trace and requests explosives received, form including 4473 notations transaction for records trace on requests the received dealer's business premises in a secure container designed to prevent loss by fire, phone theft, for or six flood; years;~~

~~(f) Maintain for six years copies of trace requests received, including notations for trace requests received by phone for six years;~~

~~p. (c) ((The license fee for pistols shall be one hundred twenty- five dollars.~~

~~21 SSB 5099 (c) ((The license fee for pistols shall be one hundred twenty- five dollars.~~

Any dealer who obtains any license under subsection (1), (2), or (3) of this section may also ~~obtain p. the remaining licenses without payment of any fee.~~

21 SB 5099 obtain the remaining licenses without payment of any fee.

~~p. (ii) A dealer whose state license is revoked pursuant to (c)(i) or (ii) of this subsection may apply for a new license no sooner than five years after the revocation.~~

~~22 SSB 5099 (ii) A dealer whose state license is revoked pursuant to (c)(i) or (ii) of this subsection may apply for a new license no sooner than five years after the revocation.~~

~~(i) p. Unreasonably refuses to allow Washington state patrol to conduct an on-site inspection pursuant to subsection (2)(d) and (e) of this section;~~

22 SB 5099 (i) Unreasonably refuses to allow Washington state patrol to conduct an on-site inspection pursuant to subsection (2)(c) and (d) of this section;

(16)(a) A true record shall be made of every pistol or semiautomatic assault rifle sold, in a book kept

for the purpose, the form of which may be prescribed by the director of licensing and shall be personally signed by the purchaser and by the person effecting the sale, each in the presence of the other, and shall contain the date of sale, the caliber, make, model and manufacturer's number of the weapon, the name, address, occupation, and place of birth of the purchaser, and a statement signed by the purchaser that ~~p. he or she is not ineligible under state or federal law to possess a firearm.~~

~~23 SSB 5099 he or she is not ineligible under state or federal law to possess a firearm.~~

~~The Washington state patrol firearms background check program shall transmit the application information for pistol and semiautomatic assault rifle transfer applications to the director of licensing daily.~~

23 SB 5099 Washington state patrol firearms background check program shall transmit the application information for pistol and semiautomatic assault rifle transfer applications to the director of licensing daily.

~~p. (b) A dealer shall, within 30 days of the effective date of this section and annually thereafter, complete a training course developed or approved by Washington state patrol pursuant to this subsection.~~

~~24(c) SSB An 5099 employee, (b) volunteer, Once Washington state patrol has developed the training or approved contractor training of courses a provided by other entities, Washington state patrol license shall holder post who, and in maintain the a course notification of to the Washington employee's, state volunteer's, patrol or public contractor's website duties, informing handles state a license firearm holders or and ammunition the or public processes that the such p. training is available.~~

~~(c) 24 ASB dealer 5099 sale, loan, or transfer of firearms or ammunition shall, within 90 30 days of after Washington the state employee's, patrol volunteer's, posting or notification contractor's to first its day public of website work that for the required state training license is holder available and annually thereafter, complete a training course developed or approved by Washington state patrol pursuant to this subsection.~~

~~(d) An employee, volunteer, or contractor of a state license holder who, on in the course effective date of the this employee's, section volunteer's, shall or complete contractor's duties, handles a firearm or ammunition or processes the sale, training loan, course or no transfer later of than firearms or ammunition shall, within 30 days after the employee's, effective volunteer's, date or contractor's first day of work this for section the unless state granted license an holder extension and annually thereafter, complete a training course approved by Washington state patrol patrol. pursuant to this subsection.~~

~~An (d) employee, A volunteer, or contractor of a state license holder on shall maintain the effective training date records of this each section employee, shall volunteer, complete or the contractor training and course shall no make later the than records 90 available days to of Washington state patrol posting during notification an to on-site its inspection public of website that the required state training license is holder's available place unless of granted business. an extension by Washington state patrol.~~

~~(e) A state license holder shall maintain the training records of each employee, volunteer, or contractor and shall make the records available to Washington state patrol during an on-site inspection of the state license holder's place of business.~~

The department shall provide a single application form for dealer's licenses and a single ~~p. license form which shall indicate the type or types of licenses granted.~~

~~25 SSB 5099 license form which shall indicate the type or types of licenses granted.~~

~~In addition, Washington state patrol shall report any violation of RCW p. 9.41.110 by a licensed dealer to the bureau of alcohol, tobacco, firearms, and explosives within the United States department of justice and shall have the authority, after notice and a hearing, to revoke the license of any licensed dealer found to be in violation of this chapter.~~

25 SB 5099 RCW 9.41.110 by a licensed dealer to the bureau of alcohol, tobacco, firearms, and explosives within the United States department of justice and shall have the authority, after notice and a hearing, to revoke the license of any licensed dealer found to be in violation of this chapter.

26 ~~SSB~~ SB 5099