



AZCCWONLINE.COM

ARIZONA CONCEALED CARRY OF WEAPONS CERTIFICATION COURSES AND INSTRUCTION

**Legal and Appropriate Carry of Concealed Weapons
and the Use of Lethal Force in Arizona**

Review of Title 13 Chapter 4 and Chapter 31 of
Arizona Revised Statutes Criminal Code.

PRESENTED BY

TIMOTHY A. FORSHEY PC

Self Defense Attorney, Judge Pro Tem, Master Level Competitive Shooter,
Certified AZDPS, NRA And Arizona Ranger Rifle And Pistol Instructor

STUDENT: _____

DATE: _____

Timothy A. Forshey is a seasoned firearms law and self defense attorney dedicated to zealously protecting and advocating the rights of his clients through all ethical and professional means.

Tim provides a uniquely personal touch, offering counsel and comfort to his clients so they can focus on their lives while he manages their legal needs. Tim's Law Firm also provides a Concierge Legal Services Program called Safehouse Defense. The membership program provides educational classes, training and affordable legal services to Arizona citizens and responsible firearms owners.



With nearly 30 years of experience in self-defense laws, firearms law, NFA Trusts, personal injury law and criminal law, Tim is a member of the State Bars of Arizona, Colorado and Illinois and a member of numerous professional organizations.

Tim is an Arizona Ranger Pistol and Rifle Instructor and has been a National Rifle Association certified instructor since 1997. He has served as the lead concealed carry instructor at the elite Scottsdale Gun Club since it opened in 2002. He is certified by the U.S. Practical Shooting Association (USPSA) as an A class shooter, the International Defensive Pistol Association (IDPA) as an Expert class shooter and by the Glock Sport Shooting Federation (GSSF) as a Master class shooter.

He has won numerous state and national shooting competitions in his class. Tim has taught over 50,000 students the Arizona Concealed Carry Certification Course both in-person and through the AZ CCW Online course he co-developed in 2019.

To learn more about how the Safehouse Defense Program can benefit you and your family please call our membership team at **1-602-691-6900** or email us at **membership@SafehouseDefense.com**



 **1-602-691-6900**
 **www.safehousedefense.com**



**DO YOU HAVE
YOUR SELF DEFENSE
LEGAL TEAM ON
SPEED DIAL?**

Local Self Defense Legal Protection
Private Firearms Safety, Home Defense and
Concealed Carry Training
Free Shooting Tutorials, Seminars and Events
NFA "Gun" Trusts and Wills



**SAFEHOUSE
DEFENSE**
FORSHEY LAW - LEGAL CONCIERGE SERVICES



1-602-691-6900



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THE FOUR RULES OF GUN SAFETY

1

**TREAT EVERY FIREARM
AS IF IT WERE LOADED**

2

**NEVER POINT A GUN AT ANYTHING
YOU ARE NOT WILLING TO DESTROY**

3

**KEEP YOUR FINGER OFF THE
TRIGGER UNTIL READY TO FIRE**

4

**BE SURE OF YOUR TARGET AND
WHAT IS BEHIND IT**

APPLICATION PROCESSING & STATUS CHECK

CONGRATULATIONS FOR COMPLETING YOUR AZ CCW CERTIFICATION.

Your application and permit issuance depends upon many factors including your eligibility, FBI and other background checks as well as the internal staffing and processes of the Arizona Department of Public Safety Concealed Weapons Permit Unit (AZDPS CWPU).

Due to these factors, we cannot guarantee that you will be issued a permit or that you will receive your permit in a specific time frame. Our AZ CCW Certification fulfills the States requirements and Application Preparation Services help to streamline the processes so that your application kit is properly filled out and submitted in a way that minimizes the chances for errors that may delay the application processing.

AZDPS issues permits within approximately 3 to 5 months from receipt of your application. Individual processing times vary. The receipts for the cashier's check/money order and tracking number for shipping are important for you to track the delivery and receipt of your application, so keep them in your white envelope for safe keeping.




TO CHECK THE STATUS OF YOUR APPLICATION YOU WILL NEED TO CONTACT AZDPS DIRECTLY.

**BEFORE CONTACTING THEM CHECK TO SEE IF YOU CASHIERS
CHECK OR MONEY ORDER HAS BEEN CASHED,
THEN CALL 1-602-256-6280**

**MONDAY-FRIDAY DURING NORMAL BUSINESS HOURS,
BE PREPARED TO BE ON HOLD UNTIL YOU CAN BE HELPED.**

***AZDPS WILL NOT DISCUSS YOUR APPLICATION STATUS WITH US SO WE CANNOT GIVE YOU
ANY INFORMATION REGARDING THE PROCESSING STATUS ONCE IT IS IN THEIR HANDS.**



 1.602.300.3550
 info@azccwonline.com
 www.azccwonline.com



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Recommended Shooting Distances

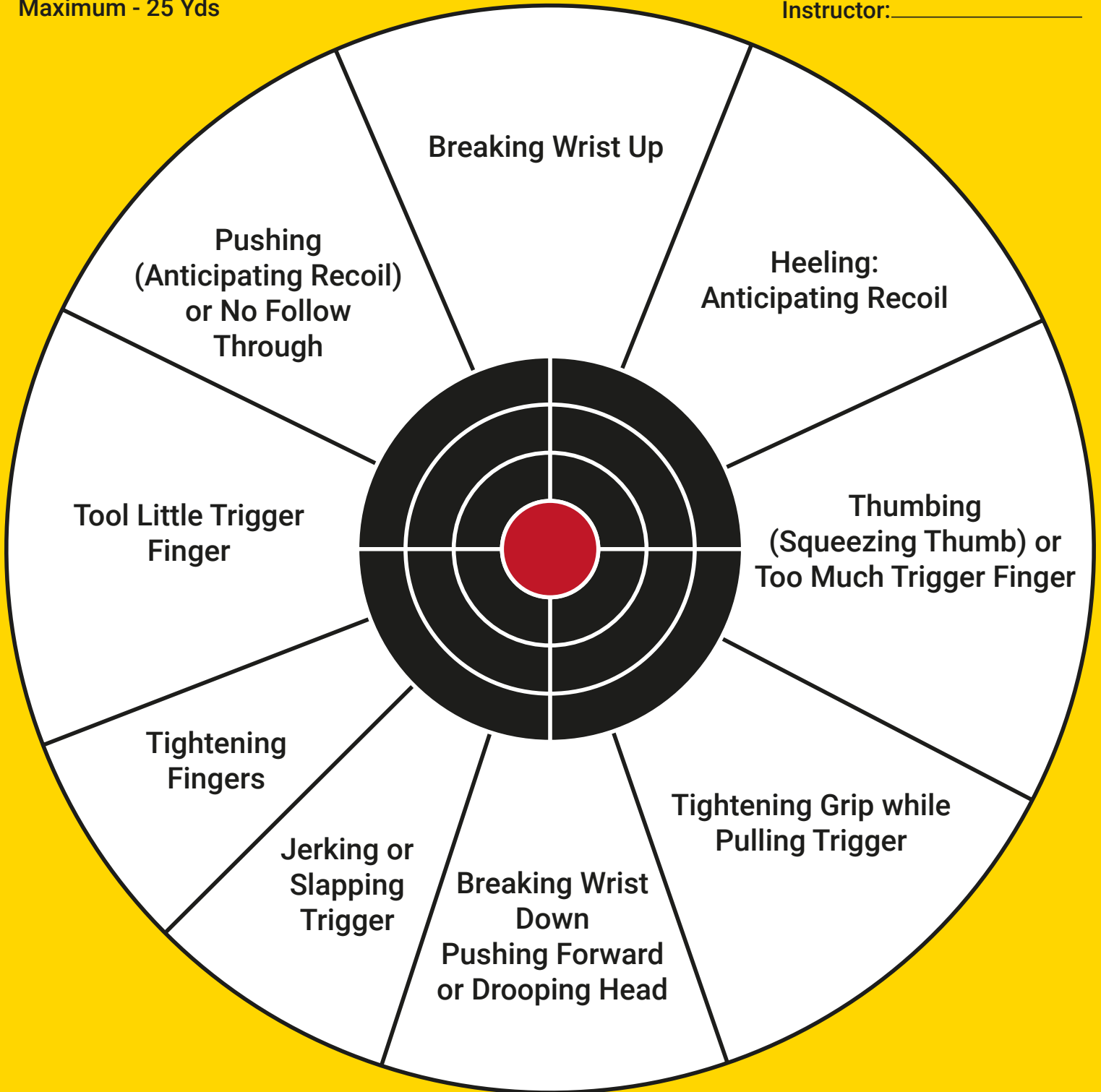
Minimum - 3 Yds

Maximum - 25 Yds

Student: _____

Date: _____

Instructor: _____



RIGHT HAND DIAGNOSTIC TARGET

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**SAFEHOUSE
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Recommended Shooting Distances

Minimum - 3 Yds

Maximum - 25 Yds

Student: _____

Date: _____

Instructor: _____



LEFT HAND DIAGNOSTIC TARGET

www.azccwonline.com

MONTHLY RANGE DAY

Training & Tutorials



- ✓ Firearm Safety Review & Range Etiquette
- ✓ De-escalation & Home Defense Techniques
- ✓ Test Fire our Suppressors on Handguns and Rifles
- ✓ Great for first-time shooters and as a refresher

Our monthly Range Days are a great way for you to work with our firearms instructors to continue your CCW and Home Defense education. Includes range time, training targets, handgun, rifle, ammo, protection for your eyes and ears and instruction. Must be booked in advance.

AZCCWONLINE STUDENTS

\$150 per person

SAFEHOUSE DEFENSE MEMBERS

\$0 / Complimentary

CONGRATULATIONS! YOU'VE COMPLETED YOUR AZ CCW CERTIFICATION. NOW WHAT?

Having an Arizona CCW Permit has many advantages. It's also a great first step on your journey towards becoming a responsibly armed citizen. But the truth is, having a card in your wallet isn't going to save your life. Your training and skills with a firearm, (or any other weapon for that matter) will save your life, or the lives of others in the event of an attack or home invasion.

Our monthly Range Days and Seminars are specifically designed to allow AZ CCW Online Students and Safehouse Defense Members to get the personalized, in-person training needed to help you learn, develop and keep your personal protection and home defense skills sharp and on a regular basis. You'll have the opportunity to work with our team of NRA Certified Instructors to advance your knowledge of firearms safety, de-escalation, home defense and personal protection techniques. Additionally, at each range day you will also be able to test fire a variety of handguns, shotguns and rifles outfitted with suppressors, optics and accessories specifically configured for home defense and concealed carry. You may even get the chance to shoot our Barrett M107, with a QDL Suppressor, Vortex Gen II Optic at a custom 4" Brass Challenge Coin and take the ShootA50Cal® Challenge!

Along with the Live-Fire Range Days, Safehouse Defense hosts monthly seminars at our Scottsdale office. You'll learn from self-defense experts about personal protection, firearms laws, first aid, concealed carry and ways to fortify your life, home and family against violent attacks.

The Monthly Seminars and Life-Fire Range Days are priced affordably for our AZ CCW Online students and offered complimentary for enrolled members of Tim Forshey's Safehouse Defense Program. Range Days are held at private indoor and outdoor shooting ranges in the Phoenix Valley so bookings must be confirmed in advance online.

**To Check Live-Fire Range Day and Seminar Schedule visit
SafehouseDefense.com/Training or Call 1-602-691-6900 with questions**





ShootA50Cal® Challenge & Family Fun Shoots



**Shoot A Barrett .50 Caliber Sniper Rifle With QDL Suppressor
Hit the 4" Commemorative Challenge Coin**

Choose from a variety of add-on suppressed rifles and handguns

Safehouse Defense is proud to present our ShootA50Cal® Challenge and Family Fun Shoots. Check our schedules online and reserve your spot during our monthly Range Day events. Reservations must be booked in advance.

Non-Member Pricing
\$149.00 per person

Safehouse Defense Member Price
\$75.00 per person

Reservations must be booked online in advance at
SafehouseDefense.com/ShootA50Cal

**01****□ STEP 1: TAKE
ONLINE CCW COURSE****YOU WILL LEARN.....**

- Your Rights & Arizona's Self-Defense Laws
- Arizona Concealed Carry Laws & Firearms Safety
- Benefits of Having A CCW Permit
- Multi-State Reciprocity & Traveling with Firearms
- Dealing with Law Enforcement / Traffic Stops
- What to do, who to call, what to say if you have to use your firearm
- Advantages of Concealed Carry vs. Open Carry
- The Truth About CCW "Insurance"
- Concealed Carry Mindset / Situational Awareness
- Personal Protection & Home Defense Strategies

DETAILS: The fastest way to get your AZ CCW Permit. Available online 24/7. Watch fun and educational videos, re-wind, take notes. review at your pace. We Have more Google 5 Star Reviews than any other AZ CCW Class! Our online blended learning course will allow you to submit your application for your Arizona Concealed Carry of Weapons Permit.

02**□ STEP 2: IN-PERSON
CCW TECHNIQUES,
SELF-DEFENSE & DE-
ESCALATION CLASS****Building on the knowledge
from the online class
you will....**

- Learn how to prevent & deal with a violent attack
- Learn how to identify public threats
- Learn how to carry, display and draw a concealed firearm
- Learn how to practice concealed carry and dry-fire at home
- Review Firearms Safety, Handling & Legal Use Of Force Laws
- Document your knowledge with a Certificate of Completion
- Receive a downloadable 65 Page CCW Resource Guide+Pen, Self-Defense Flashlight, CCW Ankle Holster & Dry-Fire Targets (\$69 value)

DETAILS: This in-person, classroom course is ideal for couples, women, students and individuals looking to understand self-defense options for concealed carry and home defense. This course will prepare you for Step 3.

Course fee: \$149 per student / Complimentary for Safehouse Defense Members.

03**□ STEP 3: LIVE-FIRE
RANGE TRAINING****Working with NRA Certified
Firearms Instructors you
will apply the knowledge
gained in the online and
in-person courses You will
learn, develop and practice.....**

- The 4 Basic Rules Of Firearms Safety
- Range Etiquette
- Firearms Handling
- Proper Stance, Grip & Aim
- Loading, Reloading & Unloading
- Defensive Display & De-escalation
- Clearing Jams, Misfires and Malfunctions
- Defensive Mindset, Movement & Target Acquisition
- Barricade, Cover, Escape & Evade Techniques

DETAILS: This Live-Fire Range Training Class will sharpen your skills and prepare you for additional advanced training and continued practice at home or on-range with instructors. These skills are perishable and must be practiced and fine-tuned on a regular basis. We offer private instruction and advanced training for families and groups.

LEARN TO CARRY

A BEGINNERS GUIDE TO EVERYDAY CARRY

By Bret Pawlowski

Safehouse Defense Consultant / NRA Certified Instructor

During our in-person AZ CCW Certifications we often are asked "How should I carry?" Since concealed carry is different for each person we have put together some basic tips for beginners that will help you start the process to "zero in" on the right holsters, gear and processes to get you moving in the right direction.

- 1)** Don't rush to purchase expensive customized gear. As a beginner, just know that your needs will evolve as you get comfortable carrying and more confident with your firearm. As you learn, practice and train you'll start to discover techniques that you can adapt and apply to your own personal carry style.
- 2)** Be patient and realistic about your needs. Carrying a firearm everyday changes the way you go about your day. The truth is, you're going to need to make some minor adjustments to simple things in your daily routine. Once you figure out what works for you it gets easier and more comfortable for you to carry.
- 3)** Have options that fit your lifestyle. Concealed carry is about having options and being comfortable with each option. There are thousands of ways to carry and zillions of products available on the market. (We know, we have drawers full of them.) Keywords for beginners are Simple, Affordable and Versatile.
- 4)** Purses, fanny packs and backpacks are good options but the ideal way to carry, is on your body. The ability to access your firearm safely and quickly is key to your survival. Holsters for your waist should be the primary carry location if possible. Based on your clothing style an ankle holster is a great option for either your primary or even secondary carry position.
- 5)** Practice carrying. You do not need to go to a shooting range to learn HOW TO CARRY. There are a number of very affordable ways to practice carrying and to integrate your carry style into your lifestyle. Wearing your UNLOADED firearm around the house with different clothing and in different positions will help greatly. Give yourself a solid week or more of "practice carry time" around the house, in your office, in your car and around town as you would normally go about your day. Once you get comfortable carrying your firearm, it's time to go to the next step.
- 6)** Once you feel confident with the right carry position and style for you, the next step is to get professional training, drawing and eventually firing your firearm. Learning the science of drawing so that you are safe, quick and effective in a life threatening situation takes professional training and continued practice. There are no shortcuts. Again, have realistic expectations for yourself.

If you need private instruction please contact us at 1-602-691-6900

**IMPORTANT: PRACTICE AT HOME SHOULD BE DONE WITH UNLOADED FIREARMS.
PLEASE CHECK AND CLEAR YOUR FIREARMS BEFORE WEARING AND
TESTING CONCEALED CARRY POSITIONS.**



CONCEALED CARRY ANKLE HOLSTER



Versatile.

Great for men and women. One size fits all. Wear on either leg, perfect for most revolvers or compact pistols. Takes less than 20 seconds to put on.

Durable Material.

Flexible, padded, soft yet durable construction for all-day carry. Washable. You'll forget it's there!

Concealed.

Won't draw attention, ankle carry prints less than on a waist. Use as primary or backup carry as needed to fit your lifestyle and body.

Fully Adjustable.

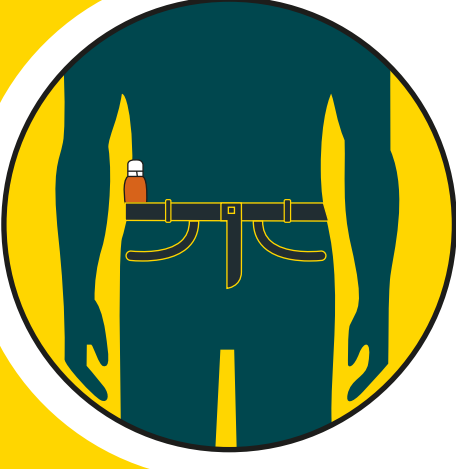
Holds firmly and comfortably to your leg for fast access from a crouching position or while seated / driving.

Extra Pocket.

Excellent for spare mag, tactical flashlight, knife or tourniquet



CONCEALED CARRY POSITIONS



STRONG SIDE

Carrying on the same side of your body as your dominant hand. Benefits include the handgun being easily accessible for a quick draw. No reaching across or around or behind the body. Strong side draw can be used to complete the most basic motions which, with practice, creates a very smooth fast draw.

***Must be concealed with outer shirt/blouse or jacket.**



APPENDIX CARRY

This position is in front of your body, just off-center from your belly button. Benefits include the ability to have minimal print due to the firearm not having placement on the hip, and the ability to speed draw more effectively.

***Must be concealed under shirt/blouse or jacket.**



SMALL OF BACK

The firearm will sit at the center or just off-center of the small of your back. Benefits include the ability to have minimal print, and this is a very comfortable position for a firearm while standing.

***Harder to reach and not comfortable when seated.**



CROSS DRAW

The firearm is worn on your support side. When drawing your gun, you will use your right hand to draw from a holster you wear on the left side of your body. Benefits include easier draw for those who are sitting and or may be disabled.

***Must be concealed with shirt/blouse or jacket.**



UNDER ARM

The firearm is worn against your ribs on your non-dominant side. Benefits include the firearm will not be trapped by the seatbelt when in a vehicle and it allows the defensive handgun to be available in a variety of circumstances such as the wear of suits and inability to conceal on the waist.

***Strap is harder to conceal. Heavy shirt or jacket required for best concealment.**



BRA/CHEST

The firearm is worn on the chest in either a bellyband holster, a bra holster, or a chest rig or vest. Benefits of this position can be increased concealment or open carry with quick access for and ease of draw for Hiking, Hunting, Camping away from cities.

***Must be concealed with shirt/blouse or jacket when in public / city.**



THIGH CARRY

The firearm is carried on the inside or outside of the thigh. Benefits include the ability to conceal for women if worn on the inside of the thigh while in a dress. Good for warmer climates while wearing cargo style shorts with large pockets.

***Could take extra time to draw depending on length of skirt or shorts.**



ANKLE CARRY

The firearm is carried on the ankle of the non-dominant side. Benefits include minimal print while concealed carrying and the ability to have as a backup firearm position if your primary firearm is disabled or out of ammunition.

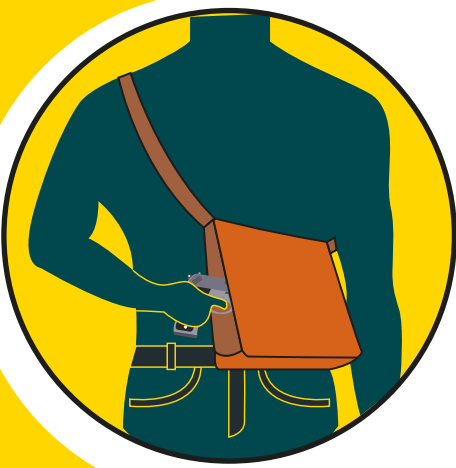
***Works best with smaller revolvers and compact firearms.**



POCKET CARRY

The firearm is carried inside of a holster in a pocket. Benefits include the firearm being more comfortable while carrying and the ability to easily draw while standing. Works well in warmer climates and wearing shorts.

***Works best with smaller revolvers and compact firearms.**



OFF BODY CARRY

The firearm is carried in an external item such as a backpack or purse. Benefits include the firearm not being easily visible if concealed and the weight can be distributed to shoulders.

***Can be stripped away from you in an ambush, lost or forgotten. This should be a secondary option to on body carry.**



Often shooters refer to clock dial positions to explain carry positions on the waist or torso.

The 4:30 Position





SAFEHOUSE DEFENSE

FORSHEY LAW - LEGAL CONCIERGE SERVICES

Multi-State Concealed Carry Certification Firearms Consultation NRA Certified Instructors Serving Arizona, California & Nevada



Beginner Pistol & Range Etiquette

Designed for beginners, this course focuses on the responsibilities of handgun ownership, hands-on SAFETY, proper stance, grip, trigger control and aim. These fundamentals will build your confidence and the knowledge required to transport, load, clear and shoot your firearm SAFELY. Additionally, we teach and demonstrate proper Range Etiquette, SAFETY, Vocabulary and Mindset. With this class you will become a Confident Range Shooter and Responsible Gun Owner and know how to act accordingly when on-range practicing.

Not sure how to, or if, Concealed Carry is right for you? We will address your concerns and help you understand your options. If you do not have a firearm, we have a selection of rentals and ammunition available for purchase. This class requires a minimal amount of ammunition (25-50 rounds for live-fire) and focuses more on SAFETY, dry-fire, un-loaded manipulation, developing good habits and breaking down the techniques into small cohesive steps. The class is 5 hours which includes a 3 hour online course covering The Legal and Mental Aspects of Concealed Carry and a 2 hour on-range, live-fire class.

Upon Completion of the Blended Learning Course students will receive a Certificate of Completion and Personalized AZ CCW Application Kit and Complimentary Fingerprinting to Apply for an Arizona Concealed Carry Of Weapons Permit. Although The Arizona Department Of Public Safety does not require a Live-Fire Qualification, We believe it is an essential aspect and best way to create responsible citizens and firearms owners. Our Blended Learning Class exceeds Arizona's Concealed Carry Requirements (ARS 13-3112) by including Online Learning, Simulated and Live-Fire Classes conducted by NRA Certified Instructors.

Non-Member Price \$695 PER STUDENT

Pistol Shooting, Level 2

This training course is designed for students that have completed Beginners Pistol and Range Etiquette and individuals with experience shooting but want to become more confident with their firearm for self defense. This course is also a great SAFETY and refresher class for people looking to expand on their skills and shooting for personal and home protection. This course will prepare you for the next course level and help you identify possible concealed carry positions and next steps in personal and home defense. Based on YOUR needs and abilities, this course ranges from 2-3 hours and includes an hour of live-fire self-practice after the course so students can process, practice and implement techniques learned during instruction. The goal is to become a Confident and Competent Range Shooter. A moderate level of ammunition (100 rounds for live-fire) is required for this class.

Non-Member Price \$995 PER STUDENT



Defensive Handgun & Holstered Positions Level 1

In this course students will implement and demonstrate skills and techniques learned in Pistol Shooting Level 2. This course transitions students from Confident and Competent Range Shooter to the beginning stages of open and concealed carry, selective carry and home defense strategies. Our focus on repetition will develop your skills to draw and access your firearm from an open carry holstered position on your body and/or from a secured safe or compartment for your home or vehicle. Through a series of exercises students will perfect the knowledge and skills required to progress to Defensive Handgun & Concealed Carry. This course is 5 hours which includes an hour of on-range self-practice after the class to practice and implement techniques learned during the class. Students should be prepared for shooting between 100 and 150 rounds in live-fire drills and have a holster suitable for your firearm.

Non-Member Price \$1495 PER STUDENT

Defensive & Concealed Handgun 2

This course will test your skills. It's where the previous training classes and your skills come together to create fluidity and consistency shooting while developing your personal strategy for concealed carry and home defense. This class will focus completely on you drawing and firing from a concealed carry position. You will work through a variety of technical steps using dry-fire and live-fire techniques to build the retention and acuity to skillfully and safely draw from a concealed position. Instructors will scale the course accordingly as you achieve milestones. Additionally a number of "Evade and Escape" and "Close Quarter" drills may be performed as you demonstrate ability and competency. This is a 4 hour, on-range live-fire course which includes 1 hour of monitored self-practice after the class so students can process, practice and implement techniques learned during the course and so that the instructor can evaluate the students progress and retention.

Non-Member Price \$1495 PER STUDENT

General Course Information


All of our classes are private and designed for us to focus on your specific needs. If you'd like to add a spouse, child, relative or friends or co-workers we can discuss options. Safehouse Defense Members receive a discounted price based on their membership level.

Safehouse Defense classes are constructed as building-blocks to allow entry points to handguns based on the students level of experience and objectives. As students progress they will need to demonstrate competency to pass to the next level. Every class integrates and reinforces Range Etiquette, Safety and Firearms Responsibility. In some cases virtual training in a simulated environment may be required prior to or in addition to live-fire range time.


If you do not have a firearm we have rentals and ammunition available for purchase. Range Time, Training Targets, Stands, Protection for your Eyes and Ears are included for beginners. We train on a number of indoor and outdoor shooting ranges and private facilities in Arizona, California and Nevada. If you are an instructor looking for advanced training and employment please contact us directly. All Classes, Prices, Terms, Conditions and Availability are subject to change without notice. Prices shown are non-member prices.



**SAFEHOUSE
DEFENSE**
FORSHEY LAW - LEGAL CONCIERGE SERVICES

 (602) 691-6900

 memberships@safehousedefense.com

 6991 E. Camelback Road Suite D300,
Scottsdale, AZ 85251



CONCEALED CARRY WAISTBAND



Description:

This concealed-carry Belly Band Holster is by far the most versatile and comfortable holster you will ever own. It can be worn in almost any position on your torso including mid back, behind the hip, on your hip, appendix, 12 o'clock, cross draw, high on torso in a shoulder holster position, shoulder holster cross draw, over your belt or in your waistband for deep concealment. You can reposition throughout the day as needed.

Key features:

Easy to put on and take off in less than 30 seconds, a built-in pocket for spare mag, knife, flashlight or tactical pen. Strong elastic stretch, soft and durable neoprene construction makes this holster versatile and functional.

Gun Compatibility:

Sizes:

- Ideal for revolvers, mid-size and compact semi-auto. Maximum gun dimensions of 7" Long (measured from tip of barrel to back of gun) x 6" Wide (measured from bottom of grip to top of the slide).

Perfect low profile EDC - Practical features provide secure use:

- Allows quick access
- Spare pouch for mag or tactical accessories
- Position as needed. Wear over or under pants to fit your style.

Wear it your way - Breathable Neoprene; Versatile enough to be worn in most positions:

- Appendix
- On hip
- Behind hip
- Shoulder Rig
- Cross Draw
- 12 O'Clock
- Outside or Inside Waistband
- Open carry

Versatile concealment - designed for everyday carry

- Left and right-hand draw
- No belt needed
- Unisex design
- Fits your lifestyle:
 - Wear year-round
 - At work or home
 - At the gym, walking
 - Works with several gun sizes

Stay cool in the heat of the moment -

- Soft breathable material
- Stretchy and sliming for any body type
- Available in classic black

Pick your size - Two convenient lengths to choose from (Pro tip: measure your abdomen, not your waist.)

- XL: Up to 54" circumference
- Large: Up to 42" circumference





ARIZONA REVISED STATUTES TITLE 13

CHAPTER 4

CHAPTER 4

13-401. Unavailability of justification defense; justification as defense

A) Even though a person is justified under this chapter in threatening or using physical force or deadly physical force against another, if in doing so such person recklessly injures or kills an innocent third person, the justification afforded by this chapter is unavailable in a prosecution for the reckless injury or killing of the innocent third person.

B) Except as provided in subsection A, justification, as defined in this chapter, is a defense in any prosecution for an offense pursuant to this title.

13-402. Justification; execution of public duty

A) Unless inconsistent with the other sections of this chapter defining justifiable use of physical force or deadly physical force or with some other superseding provision of law, conduct which would otherwise constitute an offense is justifiable when it is required or authorized by law.

B) The justification afforded by subsection A also applies if:

- 1.** A reasonable person would believe such conduct is required or authorized by the judgment or direction of a competent court or tribunal or in the lawful execution of legal process, notwithstanding lack of jurisdiction of the court or defect in the legal process; or
- 2.** A reasonable person would believe such conduct is required or authorized to assist a peace officer in the performance of such officer's duties, notwithstanding that the officer exceeded the officer's legal authority.

13-403. Justification; use of physical force

The use of physical force upon another person which would otherwise constitute an offense is justifiable and not criminal under any of the following circumstances:

- 1.** A parent or guardian and a teacher or other person entrusted with the care and supervision of a minor or incompetent person may use reasonable and appropriate physical force upon the minor or incompetent person when and to the extent reasonably necessary and appropriate to maintain discipline.

2. A superintendent or other entrusted official of a jail, prison or correctional institution may use physical force for the preservation of peace, to maintain order or discipline, or to prevent the commission of any felony or misdemeanor.

3. A person responsible for the maintenance of order in a place where others are assembled or on a common motor carrier of passengers, or a person acting under his direction, may use physical force if and to the extent that a reasonable person would believe it necessary to maintain order, but such person may use deadly physical force only if reasonably necessary to prevent death or serious physical injury.

4. A person acting under a reasonable belief that another person is about to commit suicide or to inflict serious physical injury upon himself may use physical force upon that person to the extent reasonably necessary to thwart the result.

5. A duly licensed physician or a registered nurse or a person acting under his direction, or any other person who renders emergency care at the scene of an emergency occurrence, may use reasonable physical force for the purpose of administering a recognized and lawful form of treatment which is reasonably adapted to promoting the physical or mental health of the patient if:

A) The treatment is administered with the consent of the patient or, if the patient is a minor or an incompetent person, with the consent of his parent, guardian or other person entrusted with his care and supervision except as otherwise provided by law; or

B) The treatment is administered in an emergency when the person administering such treatment reasonably believes that no one competent to consent can be consulted and that a reasonable person, wishing to safeguard the welfare of the patient, would consent.

6. A person may otherwise use physical force upon another person as further provided in this chapter.

13-404. Justification; self-defense

A) Except as provided in subsection B of this section, a person is justified in threatening or using physical force against another when and to the extent a reasonable person would believe that physical force is immediately necessary to protect himself against the other's use or attempted use of unlawful physical force.

B) The threat or use of physical force against another is not justified:

1. In response to verbal provocation alone; or

2. To resist an arrest that the person knows or should know is being made by a peace officer or by a person acting in a peace officer's presence and at his direction, whether the arrest is lawful or unlawful, unless the physical force used by the peace officer exceeds that allowed by law; or

3. If the person provoked the other's use or attempted use of unlawful physical force, unless:

A) The person withdraws from the encounter or clearly communicates to the other his intent to do so reasonably believing he cannot safely withdraw from the encounter; and

B) The other nevertheless continues or attempts to use unlawful physical force against the person.

13-405. Justification; use of deadly physical force

A) A person is justified in threatening or using deadly physical force against another:

1. If such person would be justified in threatening or using physical force against the other under section 13-404, and

2. When and to the degree a reasonable person would believe that deadly physical force is immediately necessary to protect himself against the other's use or attempted use of unlawful deadly physical force.

B) A person has no duty to retreat before threatening or using deadly physical force pursuant to this section if the person is in a place where the person may legally be and is not engaged in an unlawful act.

13-406. Justification; defense of a third person

A person is justified in threatening or using physical force or deadly physical force against another to protect a third person if, under the circumstances as a reasonable person would believe them to be, such person would be justified under section 13-404 or 13-405 in threatening or using physical force or deadly physical force to protect himself against the unlawful physical force or deadly physical force a reasonable person would believe is threatening the third person he seeks to protect.

13-407. Justification; use of physical force in defense of premises

A) A person or his agent in lawful possession or control of premises is justified in threatening to use deadly physical force or in threatening or using physical force against another when and to the extent that a reasonable person would believe it immediately necessary to prevent or terminate the commission or attempted commission of a criminal trespass by the other person in or upon the premises.

B) A person may use deadly physical force under subsection A only in the defense of himself or third persons as described in sections 13-405 and 13-406.

C) In this section, "premises" means any real property and any structure, movable or immovable, permanent or temporary, adapted for both human residence and lodging whether occupied or not.

13-408. Justification; use of physical force in defense of property

A person is justified in using physical force against another when and to the extent that a reasonable person would believe it necessary to prevent what a reasonable person would believe is an attempt or commission by the other person of theft or criminal damage involving tangible movable property under his possession or control, but such person may use deadly physical force under these circumstances as provided in sections 13-405, 13-406 and 13-411.

13-409. Justification; use of physical force in law enforcement

A person is justified in threatening or using physical force against another if in making or assisting in making an arrest or detention or in preventing or assisting in preventing the escape after arrest or detention of that other person, such person uses or threatens to use physical force and all of the following exist:

- 1.** A reasonable person would believe that such force is immediately necessary to effect the arrest or detention or prevent the escape.
- 2.** Such person makes known the purpose of the arrest or detention or believes that it is otherwise known or cannot reasonably be made known to the person to be arrested or detained.
- 3.** A reasonable person would believe the arrest or detention to be lawful.

SELF DEFENSE LAW IN ARIZONA

Under ARS 13-404, you as an Arizonan are entitled to defend yourself under certain circumstances:



① Reasonable

The action must be that which a "reasonable person" would have used in the situation.



② Proportional

Your response to the actions taken against you cannot be outside the realm of an equal response.



③ Immediate

You are only permitted to defend yourself at the moment of the crime being committed against you.

Learn About Arizona's Self Defense Laws And The Legal Use Of Force To Defend Yourself, Your Family And Your Home.



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HOME/UMBRELLA POLICIES WILL NOT DEFEND YOU

Home insurance typically excludes coverage for acts of self-defense in Arizona. If you own a firearm for home defense The Safehouse Defense Program will provide the critical legal resources to defend you and what matters most to you in the event of a violent attack.



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ARE YOU PREPARED?

Violent crimes grew in 2020 and continue to rise. Nationally the murder rate rose by nearly 30%, the largest increase on record.

There were about 21,500 murders, or 6.5 per 100,000 people. Aggravated assault, the most common form of violent crime, rose 12% in the United States.



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HOME INVASIONS

38% of assaults occur during home invasions Over 2,000,000 homes will experience a break-in or burglary this year. There are over 4,500 home burglaries per day in the United States as well as an increasing number of carjackings in the Phoenix Valley.



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POLICE RESPONSE TIME

Crime rates in Arizona have risen. As a result Police Response times have slowed to an average response time of 10 minutes, 911 call centers are handling 240 million calls a year leading to over-worked police, with law abiding citizens faced with the very real possibility of having to defend themselves more than ever before.



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Competitive Shooter, Firearms Instructor



STEPHEN WILLEFORD



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Where Arizona Self Defense and Firearms Attorney
Tim Forshey weighs in on the delicate balance between
the law and personal protection.

Join Tim and Co-hosts John Correia of Active Self Protection
and Stephen Willeford of Gun Owners of America as
they dive deep to discuss firearms laws, Legal use of force,
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13-410. Justification; use of deadly physical force in law enforcement

A) The threatened use of deadly physical force by a person against another is justified pursuant to section 13-409 only if a reasonable person effecting the arrest or preventing the escape would believe the suspect or escapee is:

1. Actually resisting the discharge of a legal duty with deadly physical force or with the apparent capacity to use deadly physical force; or
2. A felon who has escaped from lawful confinement; or
3. A felon who is fleeing from justice or resisting arrest with physical force.

B) The use of deadly physical force by a person other than a peace officer against another is justified pursuant to section 13-409 only if a reasonable person effecting the arrest or preventing the escape would believe the suspect or escapee is actually resisting the discharge of a legal duty with physical force or with the apparent capacity to use deadly physical force.

C) The use of deadly force by a peace officer against another is justified pursuant to section 13-409 only when the peace officer reasonably believes that it is necessary:

1. To defend himself or a third person from what the peace officer reasonably believes to be the use or imminent use of deadly physical force.

2. To effect an arrest or prevent the escape from custody of a person whom the peace officer reasonably believes:

A) Has committed, attempted to commit, is committing or is attempting to commit a felony involving the use or a threatened use of a deadly weapon.

B) Is attempting to escape by use of a deadly weapon.

C) Through past or present conduct of the person which is known by the peace officer that the person is likely to endanger human life or inflict serious bodily injury to another unless apprehended without delay.

D) Is necessary to lawfully suppress a riot if the person or another person participating in the riot is armed with a deadly weapon.

E) Notwithstanding any other provisions of this chapter, a peace officer is justified in threatening to use deadly physical force when and to the extent a reasonable officer believes it necessary to protect himself against another's potential use of physical force or deadly physical force.

13-411. Justification; use of force in crime prevention; applicability

A) A person is justified in threatening or using both physical force and deadly physical force against another if and to the extent the person reasonably believes that physical force or deadly physical force is immediately necessary to prevent the other's commission of arson of an occupied structure under section 13-1704, burglary in the second or first degree under section 13-1507 or 13-1508, kidnapping under section 13-1304, manslaughter under section 13-1103, second or first degree murder under section 13-1104 or 13-1105, sexual conduct with a minor under section 13-1405, sexual assault under section 13-1406, child molestation under section 13-1410, armed robbery under section 13-1904 or aggravated assault under section 13-1204, subsection A, paragraphs 1 and 2.

B) There is no duty to retreat before threatening or using physical force or deadly physical force justified by subsection A of this section.

C) A person is presumed to be acting reasonably for the purposes of this section if the person is acting to prevent what the person reasonably believes is the imminent or actual commission of any of the offenses listed in subsection A of this section.

D) This section includes the use or threatened use of physical force or deadly physical force in a person's home, residence, place of business, land the person owns or leases, conveyance of any kind, or any other place in this state where a person has a right to be.

13-412. Duress

A) Conduct which would otherwise constitute an offense is justified if a reasonable person would believe that he was compelled to engage in the proscribed conduct by the threat or use of immediate physical force against his person or the person of another which resulted or could result in serious physical injury which a reasonable person in the situation would not have resisted.

B) The defense provided by subsection A is unavailable if the person intentionally, knowingly or recklessly placed himself in a situation in which it was probable that he would be subjected to duress.

C) The defense provided by subsection A is unavailable for offenses involving homicide or serious physical injury.

13-413. No civil liability for justified conduct

No person in this state shall be subject to civil liability for engaging in conduct otherwise justified pursuant to the provisions of this chapter.

13-414. Justification; use of reasonable and necessary means

A correctional officer as defined in section 41-1661 may use all reasonable and necessary means including deadly force to prevent the attempt of a prisoner sentenced to the custody of the state department of corrections to:

1. Escape from custody or from a correctional facility.
2. Take another person as a hostage.
3. Cause serious bodily harm to another person.

13-415. Justification; domestic violence

If there have been past acts of domestic violence as defined in section 13-3601, subsection A against the defendant by the victim, the state of mind of a reasonable person under sections 13-404, 13-405 and 13-406 shall be determined from the perspective of a reasonable person who has been a victim of those past acts of domestic violence.

13-416. Justification; use of reasonable and necessary means; definition

A) A security officer who is employed by a private contractor may use all reasonable and necessary means, including deadly force, to prevent a prisoner in the custody of the private contractor from the following:

1. Escaping from the custody of a law enforcement officer, an authorized custodial agent or a correctional facility.
2. Taking another person as a hostage or causing death or serious bodily harm to another person.

B) Security officers who are described in subsection A and who are employed by private prisons in this state shall meet or exceed the minimal training standards established by the American correctional association.

C) For the purposes of this section, "private contractor" means a person that contracts with any governmental entity to provide detention or incarceration services for prisoners.

13-417. Necessity defense

A) Conduct that would otherwise constitute an offense is justified if a reasonable person was compelled to engage in the proscribed conduct and the person had no reasonable alternative to avoid imminent public or private injury greater than the injury that might reasonably result from the person's own conduct.

B) An accused person may not assert the defense under subsection A if the person intentionally, knowingly or recklessly placed himself in the situation in which it was probable that the person would have to engage in the proscribed conduct.

C) An accused person may not assert the defense under subsection A for offenses involving homicide or serious physical injury.

13-418. Justification; use of force in defense of residential structure or occupied vehicles; definitions

A) Notwithstanding any other provision of this chapter, a person is justified in threatening to use or using physical force or deadly physical force against another person if the person reasonably believes himself or another person to be in imminent peril of death or serious physical injury and the person against whom the physical force or deadly physical force is threatened or used was in the process of unlawfully or forcefully entering, or had unlawfully or forcefully entered, a residential structure or occupied vehicle, or had removed or was attempting to remove another person against the other person's will from the residential structure or occupied vehicle.

B) A person has no duty to retreat before threatening or using physical force or deadly physical force pursuant to this section.

C) For the purposes of this section:

1. "Residential structure" has the same meaning prescribed in section 13-1501.

2. "Vehicle" means a conveyance of any kind, whether or not motorized, that is designed to transport persons or property.

13-419. Presumptions; defense of a residential structure or occupied vehicle; exceptions; definitions

A) A person is presumed to reasonably believe that the threat or use of physical force or deadly force is immediately necessary for the purposes of sections 13-404 through 13-408, section 13-418 and section 13-421 if the person knows or has reason to believe that the person against whom physical force or deadly force is threatened or used is unlawfully or forcefully entering or has unlawfully or forcefully entered and is present in the person's residential structure or occupied vehicle.

B) For the purposes of sections 13-404 through 13-408, section 13-418 and section 13-421, a person who is unlawfully or forcefully entering or who has unlawfully or forcefully entered and is present in a residential structure or occupied vehicle is presumed to pose an imminent threat of unlawful deadly harm to any person who is in the residential structure or occupied vehicle.

C) The presumptions in subsections A and B of this section do not apply if:

- 1.** The person against whom physical force or deadly physical force was threatened or used has the right to be in or is a lawful resident of the residential structure or occupied vehicle, including an owner, lessee, invitee or titleholder, and an order of protection or injunction against harassment has not been filed against that person.
- 2.** The person against whom physical force or deadly physical force was threatened or used is the parent or grandparent, or has legal custody or guardianship, of a child or grandchild sought to be removed from the residential structure or occupied vehicle.
- 3.** The person who threatens or uses physical force or deadly physical force is engaged in an unlawful activity or is using the residential structure or occupied vehicle to further an unlawful activity.
- 4.** The person against whom physical force or deadly physical force was threatened or used is a law enforcement officer who enters or attempts to enter a residential structure or occupied vehicle in the performance of official duties.

D) For the purposes of this section:

- 1.** "Residential structure" has the same meaning prescribed in section 13-1501.
- 2.** "Vehicle" means a conveyance of any kind, whether or not motorized, that is designed to transport persons or property.

13-420. Attorney fees; costs

The court shall award reasonable attorney fees, costs, compensation for lost income and all expenses incurred by a defendant in the defense of any civil action based on conduct otherwise justified pursuant to this chapter if the defendant prevails in the civil action.

13-421. Justification; defensive display of a firearm; definition

A) The defensive display of a firearm by a person against another is justified when and to the extent a reasonable person would believe that physical force is immediately necessary to protect himself against the use or attempted use of unlawful physical force or deadly physical force.

B) This section does not apply to a person who:

- 1.** Intentionally provokes another person to use or attempt to use unlawful physical force.
- 2.** Uses a firearm during the commission of a serious offense as defined in section 13-706 or violent crime as defined in section 13-901.03.

C) This section does not require the defensive display of a firearm before the use of physical force or the threat of physical force by a person who is otherwise justified in the use or threatened use of physical force.

D) For the purposes of this section, "defensive display of a firearm" includes:

- 1.** Verbally informing another person that the person possesses or has available a firearm.
- 2.** Exposing or displaying a firearm in a manner that a reasonable person would understand was meant to protect the person against another's use or attempted use of unlawful physical force or deadly physical force.
- 3.** Placing the person's hand on a firearm while the firearm is contained in a pocket, purse or other means of containment or transport.



**NO
FIREARMS
ALLOWED**

**PURSUANT TO
A.R.S. SECTION 4-229**

4-229. Licenses; Handguns; Posting of Notice. A. A person with a permit issued pursuant to section 13-3112 may carry a concealed handgun on the premises of a licensee who is an on-sale retailer unless the licensee posts a sign that clearly prohibits the possession of weapons on the licensed premises. The sign shall conform to the following requirements: 1. Be posted in a conspicuous location accessible to the general public and immediately adjacent to the liquor license posted on the licensed premises. 2. Contain a pictogram that shows a firearm within a red circle and a diagonal red line across the firearm. 3. Contain the words, "no firearms allowed pursuant to A.R.S. section 4-229".



ARIZONA REVISED STATUTES TITLE 13

CHAPTER 31

13-3101. Definitions

A) In this chapter, unless the context otherwise requires:

- 1.** "Deadly weapon" means anything that is designed for lethal use. The term includes a firearm.
- 2.** "Deface" means to remove, alter or destroy the manufacturer's serial number.
- 3.** "Explosive" means any dynamite, nitroglycerine, black powder, or other similar explosive material, including plastic explosives. Explosive does not include ammunition or ammunition components such as primers, percussion caps, smokeless powder, black powder and black powder substitutes used for hand loading purposes.
- 4.** "Firearm" means any loaded or unloaded handgun, pistol, revolver, rifle, shotgun or other weapon that will expel, is designed to expel or may readily be converted to expel a projectile by the action of an explosive. Firearm does not include a firearm in permanently inoperable condition.
- 5.** "Improvised explosive device" means a device that incorporates explosives or destructive, lethal, noxious, pyrotechnic or incendiary chemicals and that is designed to destroy, disfigure, terrify or harass.
- 6.** "Occupied structure" means any building, object, vehicle, watercraft, aircraft or place with sides and a floor that is separately securable from any other structure attached to it, that is used for lodging, business, transportation, recreation or storage and in which one or more human beings either are or are likely to be present or so near as to be in equivalent danger at the time the discharge of a firearm occurs. Occupied structure includes any dwelling house, whether occupied, unoccupied or vacant.
- 7.** "Prohibited possessor" means any person:
 - A)** Who has been found to constitute a danger to self or to others or to have a persistent or acute disability or grave disability pursuant to court order pursuant to section 36-540, and whose right to possess a firearm has not been restored pursuant to section 13-925.
 - B)** Who has been convicted within or without this state of a felony or who has been adjudicated delinquent for a felony and whose civil right to possess or carry a firearm has not been restored.
 - C)** Who is at the time of possession serving a term of imprisonment in any correctional or detention facility.
 - D)** Who is at the time of possession serving a term of probation pursuant to a conviction for a domestic violence offense as defined in section 13-3601 or a felony offense, parole, community supervision, work furlough, home arrest or release on any other basis or who is serving a term of probation or parole pursuant to the interstate compact under title 31, chapter 3, article 4.1.

E) Who is an undocumented alien or a nonimmigrant alien traveling with or without documentation in this state for business or pleasure or who is studying in this state and who maintains a foreign residence abroad. This subdivision does not apply to:

I) Nonimmigrant aliens who possess a valid hunting license or permit that is lawfully issued by a state in the United States.

II) Nonimmigrant aliens who enter the United States to participate in a competitive target shooting event or to display firearms at a sports or hunting trade show that is sponsored by a national, state or local firearms trade organization devoted to the competitive use or other sporting use of firearms.

III) Certain diplomats.

IV) Officials of foreign governments or distinguished foreign visitors who are designated by the United States department of state.

V) Persons who have received a waiver from the United States attorney general.

F) Who has been found incompetent pursuant to rule 11, Arizona rules of criminal procedure, and who subsequently has not been found competent.

G) Who is found guilty except insane.

8. "Prohibited weapon":

A) Includes the following:

I) An item that is a bomb, grenade, rocket having a propellant charge of more than four ounces or mine and that is explosive, incendiary or poison gas.

II) A device that is designed, made or adapted to muffle the report of a firearm.

III) A firearm that is capable of shooting more than one shot automatically, without manual reloading, by a single function of the trigger.

IV) A rifle with a barrel length of less than sixteen inches, or shotgun with a barrel length of less than eighteen inches, or any firearm that is made from a rifle or shotgun and that, as modified, has an overall length of less than twenty-six inches.

V) A breakable container that contains a flammable liquid with a flash point of one hundred fifty degrees Fahrenheit or less and that has a wick or similar device capable of being ignited.

VI) A chemical or combination of chemicals, compounds or materials, including dry ice, that is possessed or manufactured for the purpose of generating a gas to cause a mechanical failure, rupture or bursting or an explosion or detonation of the chemical or combination of chemicals, compounds or materials.

VII) An improvised explosive device.

VIII) Any combination of parts or materials that is designed and intended for use in making or converting a device into an item set forth in item (i), (v) or (vii) of this subdivision.

B) Does not include:

I) Any fireworks that are imported, distributed or used in compliance with state laws or local ordinances.

II) Any propellant, propellant actuated devices or propellant actuated industrial tools that are manufactured, imported or distributed for their intended purposes.

III) A device that is commercially manufactured primarily for the purpose of illumination.

9. "Trafficking" means to sell, transfer, distribute, dispense or otherwise dispose of a weapon or explosive to another person, or to buy, receive, possess or obtain control of a weapon or explosive, with the intent to sell, transfer, distribute, dispense or otherwise dispose of the weapon or explosive to another person.

B. The items set forth in subsection A, paragraph 8, subdivision (a), items (i), (ii), (iii) and (iv) of this section do not include any firearms or devices that are possessed, manufactured or transferred in compliance with federal law.

13-3102. Misconduct involving weapons; defenses; classification; definitions

A) A person commits misconduct involving weapons by knowingly:

1. Carrying a deadly weapon except a pocket knife concealed on his person or within his immediate control in or on a means of transportation:

A) In the furtherance of a serious offense as defined in section 13-706, a violent crime as defined in section 13-901.03 or any other felony offense; or

B) When contacted by a law enforcement officer and failing to accurately answer the officer if the officer asks whether the person is carrying a concealed deadly weapon; or

2. Carrying a deadly weapon except a pocket knife concealed on his person or concealed within his immediate control in or on a means of transportation if the person is under twenty-one years of age; or

- 3.** Manufacturing, possessing, transporting, selling or transferring a prohibited weapon, except that if the violation involves dry ice, a person commits misconduct involving weapons by knowingly possessing the dry ice with the intent to cause injury to or death of another person or to cause damage to the property of another person; or
- 4.** Possessing a deadly weapon or prohibited weapon if such person is a prohibited possessor; or
- 5.** Selling or transferring a deadly weapon to a prohibited possessor; or
- 6.** Defacing a deadly weapon; or
- 7.** Possessing a defaced deadly weapon knowing the deadly weapon was defaced; or
- 8.** Using or possessing a deadly weapon during the commission of any felony offense included in chapter 34 of this title; or
- 9.** Discharging a firearm at an occupied structure in order to assist, promote or further the interests of a criminal street gang, a criminal syndicate or a racketeering enterprise; or
- 10.** Unless specifically authorized by law, entering any public establishment or attending any public event and carrying a deadly weapon on his person after a reasonable request by the operator of the establishment or the sponsor of the event or the sponsor's agent to remove his weapon and place it in the custody of the operator of the establishment or the sponsor of the event for temporary and secure storage of the weapon pursuant to section 13-3102.01; or
- 11.** Unless specifically authorized by law, entering an election polling place on the day of any election carrying a deadly weapon; or
- 12.** Possessing a deadly weapon on school grounds; or
- 13.** Unless specifically authorized by law, entering a nuclear or hydroelectric generating station carrying a deadly weapon on his person or within the immediate control of any person; or
- 14.** Supplying, selling or giving possession or control of a firearm to another person if the person knows or has reason to know that the other person would use the firearm in the commission of any felony; or
- 15.** Using, possessing or exercising control over a deadly weapon in furtherance of any act of terrorism as defined in section 13-2301 or possessing or exercising control over a deadly weapon knowing or having reason to know that it will be used to facilitate any act of terrorism as defined in section 13-2301; or
- 16.** Trafficking in weapons or explosives for financial gain in order to assist, promote or further the interests of a criminal street gang, a criminal syndicate or a racketeering enterprise.

B. Subsection A, paragraph 2 of this section shall not apply to:

- 1.** A person in his dwelling, on his business premises or on real property owned or leased by that person or that person's parent, grandparent or legal guardian.
- 2.** A member of the sheriff's volunteer posse or reserve organization who has received and passed firearms training that is approved by the Arizona peace officer standards and training board and who is authorized by the sheriff to carry a concealed weapon pursuant to section 11-441.
- 3.** A firearm that is carried in:
 - A)** A manner where any portion of the firearm or holster in which the firearm is carried is visible.
 - B)** A holster that is wholly or partially visible.
 - C)** A scabbard or case designed for carrying weapons that is wholly or partially visible.
 - D)** Luggage.
 - E)** A case, holster, scabbard, pack or luggage that is carried within a means of transportation or within a storage compartment, map pocket, trunk or glove compartment of a means of transportation.
- C)** Subsection A, paragraphs 2, 3, 7, 10, 11, 12 and 13 of this section shall not apply to:
 - 1.** A peace officer or any person summoned by any peace officer to assist and while actually assisting in the performance of official duties; or
 - 2.** A member of the military forces of the United States or of any state of the United States in the performance of official duties; or
 - 3.** A warden, deputy warden, community correctional officer, detention officer, special investigator or correctional officer of the state department of corrections or the department of juvenile corrections; or
 - 4.** A person specifically licensed, authorized or permitted pursuant to a statute of this state or of the United States.
- D.** Subsection A, paragraph 10 of this section does not apply to an elected or appointed judicial officer in the court facility where the judicial officer works if the judicial officer has demonstrated competence with a firearm as prescribed in section 13-3112, subsection N, except that the judicial officer shall comply with any rule or policy adopted by the presiding judge of the superior court while in the court facility. For the purposes of this subsection, appointed judicial officer does not include a hearing officer or a judicial officer pro tempore who is not a full-time officer.
- E)** Subsection A, paragraphs 3 and 7 of this section shall not apply to:

1. The possessing, transporting, selling or transferring of weapons by a museum as a part of its collection or an educational institution for educational purposes or by an authorized employee of such museum or institution, if:

A) Such museum or institution is operated by the United States or this state or a political subdivision of this state, or by an organization described in 26 United States Code section 170(c) as a recipient of a charitable contribution; and

B) Reasonable precautions are taken with respect to theft or misuse of such material.

2. The regular and lawful transporting as merchandise; or

3. Acquisition by a person by operation of law such as by gift, devise or descent or in a fiduciary capacity as a recipient of the property or former property of an insolvent, incapacitated or deceased person.

F) Subsection A, paragraph 3 of this section shall not apply to the merchandise of an authorized manufacturer of or dealer in prohibited weapons, when such material is intended to be manufactured, possessed, transported, sold or transferred solely for or to a dealer, a regularly constituted or appointed state, county or municipal police department or police officer, a detention facility, the military service of this or another state or the United States, a museum or educational institution or a person specifically licensed or permitted pursuant to federal or state law.

G. Subsection A, paragraph 10 of this section shall not apply to shooting ranges or shooting events, hunting areas or similar locations or activities.

H. Subsection A, paragraph 12 of this section shall not apply to a weapon if such weapon is possessed for the purposes of preparing for, conducting or participating in hunter or firearm safety courses.

I. Subsection A, paragraph 12 of this section shall not apply to the possession of a:

1. Firearm that is not loaded and that is carried within a means of transportation under the control of an adult provided that if the adult leaves the means of transportation the firearm shall not be visible from the outside of the means of transportation and the means of transportation shall be locked.

2. Firearm for use on the school grounds in a program approved by a school.

3. Firearm by a person who possesses a certificate of firearms proficiency pursuant to section 13-3112, subsection T and who is authorized to carry a concealed firearm pursuant to the law enforcement officers safety act of 2004 (P.L. 108-277; 118 Stat. 865; 18 United States Code sections 926B and 926C).

J) Subsection A, paragraphs 2, 3, 7 and 13 of this section shall not apply to commercial nuclear generating station armed nuclear security guards during the performance of official duties or during any security training exercises sponsored by the commercial nuclear generating station or local, state or federal authorities.

K) The operator of the establishment or the sponsor of the event or the employee of the operator or sponsor or the agent of the sponsor, including a public entity or public employee, is not liable for acts or omissions pursuant to subsection A, paragraph 10 of this section unless the operator, sponsor, employee or agent intended to cause injury or was grossly negligent.

L) If a law enforcement officer contacts a person who is in possession of a firearm, the law enforcement officer may take temporary custody of the firearm for the duration of that contact.

M) Misconduct involving weapons under subsection A, paragraph 15 of this section is a class 2 felony. Misconduct involving weapons under subsection A, paragraph 9, 14 or 16 of this section is a class 3 felony. Misconduct involving weapons under subsection A, paragraph 3, 4, 8 or 13 of this section is a class 4 felony. Misconduct involving weapons under subsection A, paragraph 12 of this section is a class 1 misdemeanor unless the violation occurs in connection with conduct that violates section 13-2308, subsection A, paragraph 5, section 13-2312, subsection C, section 13-3409 or section 13-3411, in which case the offense is a class 6 felony. Misconduct involving weapons under subsection A, paragraph 1, subdivision (a) of this section or subsection A, paragraph 5, 6 or 7 of this section is a class 6 felony. Misconduct involving weapons under subsection A, paragraph 1, subdivision (b) of this section or subsection A, paragraph 10 or 11 of this section is a class 1 misdemeanor. Misconduct involving weapons under subsection A, paragraph 2 of this section is a class 3 misdemeanor.

N) For the purposes of this section:

1. "Contacted by a law enforcement officer" means a lawful traffic or criminal investigation, arrest or detention or an investigatory stop by a law enforcement officer that is based on reasonable suspicion that an offense has been or is about to be committed.

2. "Public establishment" means a structure, vehicle or craft that is owned, leased or operated by this state or a political subdivision of this state.

3. "Public event" means a specifically named or sponsored event of limited duration that is either conducted by a public entity or conducted by a private entity with a permit or license granted by a public entity. Public event does not include an unsponsored gathering of people in a public place.

4. "School" means a public or nonpublic kindergarten program, common school or high school.

5. "School grounds" means in, or on the grounds of, a school.

13-3102. Storage of deadly weapons; definitions

- A)** If an operator of a public establishment or a sponsor of a public event requests that a person carrying a deadly weapon remove the weapon, the operator or sponsor shall provide temporary and secure storage. The storage shall be readily accessible on entry into the establishment or event and allow for the immediate retrieval of the weapon on exit from the establishment or event.
- B)** This section does not apply to the licensed premises of any public establishment or public event with a license issued pursuant to title 4.
- C)** The operator of the establishment or the sponsor of the event or the employee of the operator or sponsor or the agent of the sponsor, including a public entity or public employee, is not liable for acts or omissions pursuant to this section unless the operator, sponsor, employee or agent intended to cause injury or was grossly negligent.
- D)** For the purposes of this section, "public establishment" and "public event" have the same meanings prescribed in section 13-3102.

13-3103. Misconduct involving explosives; classification

- A)** A person commits misconduct involving explosives by knowingly:
1. Keeping or storing a greater quantity than fifty pounds of explosives in or upon any building or premises within a distance of one-half mile of the exterior limits of a city or town, except in vessels, railroad cars or vehicles receiving and keeping them in the course of and for the purpose of transportation; or
 2. Keeping or storing percussion caps or any blasting powder within two hundred feet of a building or premises where explosives are kept or stored; or
 3. Selling, transporting or possessing explosives without having plainly marked, in a conspicuous place on the box or package containing the explosive, its name, explosive character and date of manufacture.
 4. This section shall not apply to any person who legally keeps, stores or transports explosives, percussion caps or blasting powder as a part of their business.
- B)** Misconduct involving explosives is a class 1 misdemeanor.

13-3104. Depositing explosives; classification

- A.** A person commits depositing explosives if with the intent to physically endanger, injure, intimidate or terrify any person, such person knowingly deposits any explosive on, in or near any vehicle, building or place where persons inhabit, frequent or assemble.
- B.** Depositing explosives is a class 4 felony.

13-3105. Forfeiture of weapons and explosives

A) On the conviction of any person for a violation of any felony in this state in which a deadly weapon, dangerous instrument or explosive was used, displayed or unlawfully possessed by the person, the court shall order the article forfeited and sold within one year after its forfeiture to any business that is authorized to receive and dispose of the article under federal and state law and that shall sell the article to the public according to federal and state law, unless the article is otherwise prohibited from being sold under federal and state law, in which case it shall be destroyed or otherwise properly disposed.

B) On the conviction of any person for a violation of section 13-2904, subsection A, paragraph 6 or section 13-3102, subsection A, paragraph 1 or 8, the court may order the forfeiture of the deadly weapon or dangerous instrument involved in the offense.

C) If at any time the court finds pursuant to rule 11 of the Arizona rules of criminal procedure that a person who is charged with a violation of this title is incompetent, the court shall order that any deadly weapon, dangerous instrument or explosive used, displayed or unlawfully possessed by the person during the commission of the alleged offense be forfeited and sold within one year after its forfeiture to any business that is authorized to receive and dispose of the article under federal and state law and that shall sell the article to the public according to federal and state law, unless the article is otherwise prohibited from being sold under federal and state law, in which case it shall be destroyed or otherwise properly disposed.

13-3106. Firearm purchase in other states

A person residing in this state, or a corporation or other business entity maintaining a place of business in this state, may purchase or otherwise obtain firearms anywhere in the United States if such purchase or acquisition fully complies with the laws of this state and the state in which the purchase or acquisition is made and the purchaser and seller, prior to the sale or delivery for sale, have complied with all the requirements of the federal gun control act of 1968, Public Law 90-618, section 922, subsection (c) and the Code of Federal Regulations, volume 26, section 178.96, subsection (c).

13-3107. Unlawful discharge of firearms; exceptions; classification; definitions

A) A person who with criminal negligence discharges a firearm within or into the limits of any municipality is guilty of a class 6 felony.

B) Notwithstanding the fact that the offense involves the discharge of a deadly weapon, unless a dangerous offense is alleged and proven pursuant to section 13-704, subsection L, section 13-604 applies to this offense.

C) This section does not apply if the firearm is discharged:

1. As allowed pursuant to chapter 4 of this title.

2. On a properly supervised range.

3. To lawfully take wildlife during an open season established by the Arizona game and fish commission and subject to the limitations prescribed by title 17 and Arizona game and fish commission rules and orders. This paragraph does not prevent a city, town or county from adopting an ordinance or rule restricting the discharge of a firearm within one-fourth mile of an occupied structure without the consent of the owner or occupant of the structure. For the purposes of this paragraph:

A) "Occupied structure" means any building in which, at the time of the firearm's discharge, a reasonable person from the location where a firearm is discharged would expect a person to be present.

B) "Take" has the same meaning prescribed in section 17-101.

4. For the control of nuisance wildlife by permit from the Arizona game and fish department or the United States fish and wildlife service.

5. By special permit of the chief of police of the municipality.

6. As required by an animal control officer in the performance of duties as specified in section 9-499.04.

7. Using blanks.

8. More than one mile from any occupied structure as defined in section 13-3101.

9. In self-defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person.

D) For the purposes of this section:

1. "Municipality" means any city or town and includes any property that is fully enclosed within the city or town.

2. "Properly supervised range" means a range that is any of the following:

A) Operated by a club affiliated with the national rifle association of America, the amateur trap-shooting association, the national skeet association or any other nationally recognized shooting organization, or by any public or private school.

- B)** Approved by any agency of the federal government, this state or a county or city within which the range is located.
- C)** Operated with adult supervision for shooting air or carbon dioxide gas operated guns, or for shooting in underground ranges on private or public property.

13-3108. Firearms regulated by state; state preemption; injunction; civil penalty; cause of action; violation; classification; definition

- A)** Except as provided in subsection G of this section, a political subdivision of this state shall not enact any ordinance, rule or tax relating to the transportation, possession, carrying, sale, transfer, purchase, acquisition, gift, devise, storage, licensing, registration, discharge or use of firearms or ammunition or any firearm or ammunition components or related accessories in this state.
- B)** A political subdivision of this state shall not require the licensing or registration of firearms or ammunition or any firearm or ammunition components or related accessories or prohibit the ownership, purchase, sale or transfer of firearms or ammunition or any firearm or ammunition components, or related accessories.
- C)** A political subdivision of this state shall not require or maintain a record in any form, whether permanent or temporary, including a list, log or database, of any of the following:
 - 1.** Any identifying information of a person who leaves a weapon in temporary storage at any public establishment or public event, except that the operator of the establishment or the sponsor of the event may require that a person provide a government issued identification or a reasonable copy of a government issued identification for the purpose of establishing ownership of the weapon. The operator or sponsor shall store any provided identification with the weapon and shall return the identification to the person when the weapon is retrieved. The operator or sponsor shall not retain records or copies of any identification provided pursuant to this paragraph after the weapon is retrieved.
 - 2.** Except in the course of a law enforcement investigation, any identifying information of a person who owns, possesses, purchases, sells or transfers a firearm.
 - 3.** The description, including the serial number, of a weapon that is left in temporary storage at any public establishment or public event.

D) A political subdivision of this state shall not enact any rule or ordinance that relates to firearms and is more prohibitive than or that has a penalty that is greater than any state law penalty. A political subdivision's rule or ordinance that relates to firearms and that is inconsistent with or more restrictive than state law, whether enacted before or after July 29, 2010, is null and void.

E) A political subdivision of this state shall not enact any ordinance, rule or regulation limiting the lawful taking of wildlife during an open season established by the Arizona game and fish commission unless the ordinance, rule or regulation is consistent with title 17 and rules and orders adopted by the Arizona game and fish commission. This subsection does not prevent a political subdivision from adopting an ordinance or rule restricting the discharge of a firearm within one-fourth mile of an occupied structure without the consent of the owner or occupant of the structure. For the purposes of this subsection:

1. "Occupied structure" means any building in which, at the time of the firearm's discharge, a reasonable person from the location where a firearm is discharged would expect a person to be present.

2. "Take" has the same meaning prescribed in section 17-101.

F) This state, any agency or political subdivision of this state and any law enforcement agency in this state shall not facilitate the destruction of a firearm or purchase or otherwise acquire a firearm for the purpose of destroying the firearm except as authorized by section 13-3105 or 17-240.

G) This section does not prohibit a political subdivision of this state from enacting and enforcing any ordinance or rule pursuant to state law or relating to any of the following:

1. Imposing any privilege or use tax on the retail sale, lease or rental of, or the gross proceeds or gross income from the sale, lease or rental of, firearms or ammunition or any firearm or ammunition components at a rate that applies generally to other items of tangible personal property.

2. Prohibiting a minor who is unaccompanied by a parent, grandparent or guardian or a certified hunter safety instructor or certified firearms safety instructor acting with the consent of the minor's parent, grandparent or guardian from knowingly possessing or carrying on the minor's person, within the minor's immediate control or in or on a means of transportation a firearm in any place that is open to the public or on any street or highway or on any private property except private property that is owned or leased by the minor or the minor's parent, grandparent or guardian. Any ordinance or rule that is adopted pursuant to this paragraph shall not apply to a minor who is fourteen, fifteen, sixteen or seventeen years of age and who is engaged in any of the following:

A) Lawful hunting or shooting events or marksmanship practice at established ranges or other areas where the discharge of a firearm is not prohibited.

- B)** Lawful transportation of an unloaded firearm for the purpose of lawful hunting.
 - C)** Lawful transportation of an unloaded firearm for the purpose of attending shooting events or marksmanship practice at established ranges or other areas where the discharge of a firearm is not prohibited.
 - D)** Any activity that is related to the production of crops, livestock, poultry, livestock products, poultry products or ratites or storage of agricultural commodities.
- 3.** The regulation of commercial land and structures, including a business relating to firearms or ammunition or their components or a commercial shooting range in the same manner as other commercial businesses. Notwithstanding any other law, this paragraph does not:
- A)** Authorize a political subdivision to regulate the sale or transfer of firearms on property it owns, leases, operates or controls in a manner that is different than or inconsistent with state law. For the purposes of this subdivision, a use permit or other contract that provides for the use of property owned, leased, operated or controlled by a political subdivision shall not be considered a sale, conveyance or disposition of property.
 - B)** Authorize a political subdivision through a zoning ordinance to prohibit or otherwise regulate the otherwise lawful discharge of a firearm or maintenance or improvements directly related to the discharge on a private lot or parcel of land that is not open to the public on a commercial or membership basis.
 - C)** Authorize a political subdivision to regulate the otherwise lawful discharge of a firearm or maintenance or improvements directly related to the discharge on land that is used for agriculture or other noncommercial purposes.
- 4.** Regulating employees or independent contractors of the political subdivision who are acting within the course and scope of their employment or contract. For the purposes of this paragraph, acting within the course and scope of their employment or contract does not include the lawful possession, carrying, transporting or storing of a firearm or other weapon:
- A)** On real property that is owned by the employee or independent contractor.
 - B)** In or on a private vehicle or craft that is owned or operated by the employee or independent contractor unless the ordinance or rule violates another applicable federal or state law or regulation.
 - C)** Pursuant to section 12-781.
- 5.** Limiting or prohibiting the discharge of firearms in parks and preserves except:
- A)** As allowed pursuant to chapter 4 of this title.

- B)** On a properly supervised range as defined in section 13-3107.
- C)** In an area approved as a hunting area by the Arizona game and fish department. Any such area may be closed when deemed unsafe by the director of the Arizona game and fish department.
- D)** To control nuisance wildlife by permit from the Arizona game and fish department or the United States fish and wildlife service.
- E)** By special permit of the chief law enforcement officer of the political subdivision.
- F)** As required by an animal control officer in performing duties specified in section 9-499.04 and title 11, chapter 7, article 6.
- G)** In self-defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person.
- H)** Any ordinance, regulation, tax or rule that is enacted by a political subdivision in violation of this section is invalid and subject to a permanent injunction against the political subdivision from enforcing the ordinance, regulation, tax or rule. It is not a defense that the political subdivision was acting in good faith or on the advice of counsel.
- I)** If a court determines that a political subdivision has knowingly and wilfully violated this section, the court may assess a civil penalty of up to fifty thousand dollars against the political subdivision.
- J)** If a court determines that a person has knowingly and wilfully violated this section while acting in the person's official capacity through enactment of any ordinance, regulation, tax, measure, directive, rule, enactment, order or policy, the person may be subject to termination from employment to the extent allowable under state law.
- K)** A person or an organization whose membership is adversely affected by any ordinance, regulation, tax, measure, directive, rule, enactment, order or policy that is in violation of this section may file a civil action for declaratory and injunctive relief and actual damages against the political subdivision in any court of this state having jurisdiction over any defendant in the action. If the plaintiff prevails in the action, the court shall award both:
1. Reasonable attorney fees and costs.
 2. The actual damages incurred not to exceed one hundred thousand dollars.
- L)** A violation of any ordinance established pursuant to subsection G, paragraph 5 of this section is a class 2 misdemeanor unless the political subdivision designates a lesser classification by ordinance.

M) For the purposes of this section, "political subdivision" includes a political subdivision acting in any capacity, including under police power, in a proprietary capacity or otherwise.

13-3109. Sale or gift of firearm to minor; classification

A) Except as provided in subsection C of this section, a person who sells or gives to a minor, without written consent of the minor's parent or legal guardian, a firearm, ammunition or a toy pistol by which dangerous and explosive substances may be discharged is guilty of a class 6 felony.

B) Nothing in this section shall be construed to require reporting sales of firearms, nor shall registration of firearms or firearms sales be required.

C) The temporary transfer of firearms and ammunition by firearms safety instructors, hunter safety instructors, competition coaches or their assistants shall be allowed if the minor's parent or guardian has given consent for the minor to participate in activities such as firearms or hunting safety courses, firearms competition or training. With the consent of the minor's parent or guardian, the temporary transfer of firearms and ammunition by an adult accompanying minors engaged in hunting or formal or informal target shooting activities shall be allowed for those purposes.

13-3110. Misconduct involving simulated explosive devices; classification; definition

A) A person commits misconduct involving simulated explosive devices by intentionally giving or sending to another person or placing in a private or public place a simulated explosive device with the intent to terrify, intimidate, threaten or harass.

B) The placing or sending of a simulated explosive device without written notice attached to the device in a conspicuous place that the device has been rendered inert and is possessed for the purpose of curio or relic collection, display or other similar purpose is prima facie evidence of intent to terrify, intimidate, threaten or harass.

C) Misconduct involving simulated explosive devices is a class 5 felony.

D) For the purposes of this section, "simulated explosive device" means a simulation of a prohibited weapon described in section 13-3101, subsection A, paragraph 8, subdivision (a), item (i), (v) or (vii) that a reasonable person would believe is such a prohibited weapon.

13-3111. Minors prohibited from carrying or possessing firearms; exceptions; seizure and forfeiture; penalties; classification

A) Except as provided in subsection B, an unemancipated person who is under eighteen years of age and who is unaccompanied by a parent, grandparent or guardian, or a certified hunter safety instructor or certified firearms safety instructor acting with the consent of the unemancipated person's parent or guardian, shall not knowingly carry or possess on his person, within his immediate control, or in or on a means of transportation a firearm in any place that is open to the public or on any street or highway or on any private property except private property owned or leased by the minor or the minor's parent, grandparent or guardian.

B) This section does not apply to a person who is fourteen, fifteen, sixteen or seventeen years of age and who is any of the following:

- 1.** Engaged in lawful hunting or shooting events or marksmanship practice at established ranges or other areas where the discharge of a firearm is not prohibited.
- 2.** Engaged in lawful transportation of an unloaded firearm for the purpose of lawful hunting.
- 3.** Engaged in lawful transportation of an unloaded firearm between the hours of 5:00 a.m. and 10:00 p.m. for the purpose of shooting events or marksmanship practice at established ranges or other areas where the discharge of a firearm is not prohibited.
- 4.** Engaged in activities requiring the use of a firearm that are related to the production of crops, livestock, poultry, livestock products, poultry products, or ratites or in the production or storage of agricultural commodities.

C) If the minor is not exempt under subsection B and is in possession of a firearm, a peace officer shall seize the firearm at the time the violation occurs.

D) In addition to any other penalty provided by law, a person who violates subsection A shall be subject to the following penalties:

- 1.** If adjudicated a delinquent juvenile for an offense involving an unloaded firearm, a fine of not more than two hundred fifty dollars, and the court may order the suspension or revocation of the person's driver license until the person reaches eighteen years of age. If the person does not have a driver license at the time of the adjudication, the court may direct that the department of transportation not issue a driver license to the person until the person reaches eighteen years of age.

2. If adjudicated a delinquent juvenile for an offense involving a loaded firearm, a fine of not more than five hundred dollars, and the court may order the suspension or revocation of the person's driver license until the person reaches eighteen years of age. If the person does not have a driver license at the time of the adjudication, the court may direct that the department of transportation not issue a driver license to the person until the person reaches eighteen years of age.

3. If adjudicated a delinquent juvenile for an offense involving a loaded or unloaded firearm, if the person possessed the firearm while the person was the driver or an occupant of a motor vehicle, a fine of not more than five hundred dollars and the court shall order the suspension or revocation of the person's driver license until the person reaches eighteen years of age. If the person does not have a driver license at the time of adjudication, the court shall direct that the department of transportation not issue a driver license to the person until the person reaches eighteen years of age. If the court finds that no other means of transportation is available, the driving privileges of the child may be restricted to travel between the child's home, school and place of employment during specified periods of time according to the child's school and employment schedule.

E) Firearms seized pursuant to subsection C shall be held by the law enforcement agency responsible for the seizure until the charges have been adjudicated or disposed of otherwise or the person is convicted. Upon adjudication or conviction of a person for a violation of this section, the court shall order the firearm forfeited. However, the law enforcement agency shall return the firearm to the lawful owner if the identity of that person is known.

F) If the court finds that the parent or guardian of a minor found responsible for violating this section knew or reasonably should have known of the minor's unlawful conduct and made no effort to prohibit it, the parent or guardian is jointly and severally responsible for any fine imposed pursuant to this section or for any civil actual damages resulting from the unlawful use of the firearm by the minor.

G) This section is supplemental to any other law imposing a criminal penalty for the use or exhibition of a deadly weapon. A minor who violates this section may be prosecuted and adjudicated delinquent for any other criminal conduct involving the use or exhibition of the deadly weapon.

H) A person who violates subsection A is guilty of a class 6 felony.

13-3112. Concealed weapons; qualification; application; permit to carry; civil penalty; report; applicability

A) The department of public safety shall issue a permit to carry a concealed weapon to a person who is qualified under this section. The person shall carry the permit at all times when the person is in actual possession of the concealed weapon and is required by section 4-229 or 4-244 to carry the permit. If the person is in actual possession of the concealed weapon and is required by section 4-229 or 4-244 to carry the permit, the person shall present the permit for inspection to any law enforcement officer on request.

B) The permit of a person who is arrested or indicted for an offense that would make the person unqualified under section 13-3101, subsection A, paragraph 7 or this section shall be immediately suspended and seized. The permit of a person who becomes unqualified on conviction of that offense shall be revoked. The permit shall be restored on presentation of documentation from the court if the permittee is found not guilty or the charges are dismissed. The permit shall be restored on presentation of documentation from the county attorney that the charges against the permittee were dropped or dismissed.

C) A permittee who carries a concealed weapon, who is required by section 4-229 or 4-244 to carry a permit and who fails to present the permit for inspection on the request of a law enforcement officer commits a violation of this subsection and is subject to a civil penalty of not more than three hundred dollars. The department of public safety shall be notified of all violations of this subsection and shall immediately suspend the permit. A permittee shall not be convicted of a violation of this subsection if the permittee produces to the court a legible permit that is issued to the permittee and that was valid at the time the permittee failed to present the permit for inspection.

D) A law enforcement officer shall not confiscate or forfeit a weapon that is otherwise lawfully possessed by a permittee whose permit is suspended pursuant to subsection C of this section, except that a law enforcement officer may take temporary custody of a firearm during an investigatory stop of the permittee.

E) The department of public safety shall issue a permit to an applicant who meets all of the following conditions:

1. Is a resident of this state or a United States citizen.

2. Is twenty-one years of age or older or is at least nineteen years of age and provides evidence of current military service or proof of honorable discharge or general discharge under honorable conditions from the United States armed forces, the United States armed forces reserve or a state national guard.

3. Is not under indictment for and has not been convicted in any jurisdiction of a felony unless that conviction has been expunged, set aside or vacated or the applicant's rights have been restored and the applicant is currently not a prohibited possessor under state or federal law.

- 4.** Does not suffer from mental illness and has not been adjudicated mentally incompetent or committed to a mental institution.
- 5.** Is not unlawfully present in the United States.
- 6.** Has ever demonstrated competence with a firearm as prescribed by subsection N of this section and provides adequate documentation that the person has satisfactorily completed a training program or demonstrated competence with a firearm in any state or political subdivision in the United States. For the purposes of this paragraph, "adequate documentation" means:
- A)** A current or expired permit issued by the department of public safety pursuant to this section.
 - B)** An original or copy of a certificate, card or document that shows the applicant has ever completed any course or class prescribed by subsection N of this section or an affidavit from the instructor, school, club or organization that conducted or taught the course or class attesting to the applicant's completion of the course or class.
 - C)** An original or a copy of a United States department of defense form 214 (DD-214) indicating an honorable discharge or general discharge under honorable conditions, a certificate of completion of basic training or any other document demonstrating proof of the applicant's current or former service in the United States armed forces as prescribed by subsection N, paragraph 5 of this section.
 - D)** An original or a copy of a concealed weapon, firearm or handgun permit or a license as prescribed by subsection N, paragraph 6 of this section.
 - F)** The application shall be completed on a form prescribed by the department of public safety. The form shall not require the applicant to disclose the type of firearm for which a permit is sought. The applicant shall attest under penalty of perjury that all of the statements made by the applicant are true, that the applicant has been furnished a copy of this chapter and chapter 4 of this title and that the applicant is knowledgeable about the provisions contained in those chapters. The applicant shall submit the application to the department with any documentation prescribed by subsection E of this section, two sets of fingerprints and a reasonable fee determined by the director of the department.
 - G)** On receipt of a concealed weapon permit application, the department of public safety shall conduct a check of the applicant's criminal history record pursuant to section 41-1750. The department of public safety may exchange fingerprint card information with the federal bureau of investigation for federal criminal history record checks.

H) The department of public safety shall complete all of the required qualification checks within sixty days after receipt of the application and shall issue a permit within fifteen working days after completing the qualification checks if the applicant meets all of the conditions specified in subsection E of this section. If a permit is denied, the department of public safety shall notify the applicant in writing within fifteen working days after the completion of all of the required qualification checks and shall state the reasons why the application was denied. On receipt of the notification of the denial, the applicant has twenty days to submit any additional documentation to the department. On receipt of the additional documentation, the department shall reconsider its decision and inform the applicant within twenty days of the result of the reconsideration. If denied, the applicant shall be informed that the applicant may request a hearing pursuant to title 41, chapter 6, article 10. For the purposes of this subsection, "receipt of the application" means the first day that the department has physical control of the application and that is presumed to be on the date of delivery as evidenced by proof of delivery by the United States postal service or a written receipt, which shall be provided by the department on request of the applicant.

I) On issuance, a permit is valid for five years, except a permit that is held by a member of the United States armed forces, including a member of the Arizona national guard or a member of the reserves of any military establishment of the United States, who is on federal active duty and who is deployed overseas shall be extended until ninety days after the end of the member's overseas deployment.

J) The department of public safety shall maintain a computerized permit record system that is accessible to criminal justice agencies for the purpose of confirming the permit status of any person who is contacted by a law enforcement officer and who claims to hold a valid permit issued by this state. This information and any other records that are maintained regarding applicants, permit holders or instructors shall not be available to any other person or entity except on an order from a state or federal court. A criminal justice agency shall not use the computerized permit record system to conduct inquiries on whether a person is a concealed weapons permit holder unless the criminal justice agency has reasonable suspicion to believe the person is carrying a concealed weapon and the person is subject to a lawful criminal investigation, arrest, detention or an investigatory stop.

K) A permit issued pursuant to this section is renewable every five years. Before a permit may be renewed, a criminal history records check shall be conducted pursuant to section 41-1750 within sixty days after receipt of the application for renewal. For the purposes of permit renewal, the permit holder is not required to submit additional fingerprints.

L) Applications for renewal shall be accompanied by a fee determined by the director of the department of public safety.

M) The department of public safety shall suspend or revoke a permit issued under this section if the permit holder becomes ineligible pursuant to subsection E of this section. The department of public safety shall notify the permit holder in writing within fifteen working days after the revocation or suspension and shall state the reasons for the revocation or suspension.

N) An applicant shall demonstrate competence with a firearm through any of the following:

1. Completion of any firearms safety or training course or class that is available to the general public, that is offered by a law enforcement agency, a junior college, a college or a private or public institution, academy, organization or firearms training school and that is approved by the department of public safety or that uses instructors who are certified by the national rifle association.

2. Completion of any hunter education or hunter safety course approved by the Arizona game and fish department or a similar agency of another state.

3. Completion of any national rifle association firearms safety or training course.

4. Completion of any law enforcement firearms safety or training course or class that is offered for security guards, investigators, special deputies or other divisions or subdivisions of law enforcement or security enforcement and that is approved by the department of public safety.

5. Evidence of current military service or proof of honorable discharge or general discharge under honorable conditions from the United States armed forces.

6. A valid current or expired concealed weapon, firearm or handgun permit or license that is issued by another state or a political subdivision of another state and that has a training or testing requirement for initial issuance.

7. Completion of any governmental police agency firearms training course and qualification to carry a firearm in the course of normal police duties.

8. Completion of any other firearms safety or training course or class that is conducted by a department of public safety approved or national rifle association certified firearms instructor.

O) The department of public safety shall maintain information comparing the number of permits requested, the number of permits issued and the number of permits denied. The department shall annually report this information electronically to the governor and the legislature.

P) The director of the department of public safety shall adopt rules for the purpose of implementing and administering this section including fees relating to permits that are issued pursuant to this section.

Q. This state and any political subdivision of this state shall recognize a concealed weapon, firearm or handgun permit or license that is issued by another state or a political subdivision of another state if both:

1. The permit or license is recognized as valid in the issuing state.

2. The permit or license holder is all of the following:

A) Legally present in this state.

B) Not legally prohibited from possessing a firearm in this state.

R) For the purpose of establishing mutual permit or license recognition with other states, the department of public safety shall enter into a written agreement if another state requires a written agreement. The department of public safety shall submit an electronic report to the governor and the legislature each year that includes any changes that were made in the previous year to a written agreement with another state.

S) Notwithstanding the provisions of this section, a person with a concealed weapons permit from another state may not carry a concealed weapon in this state if the person is under twenty-one years of age or is under indictment for, or has been convicted of, a felony offense in any jurisdiction, unless that conviction is expunged, set aside or vacated or the person's rights have been restored and the person is currently not a prohibited possessor under state or federal law.

T) The department of public safety may issue certificates of firearms proficiency according to the Arizona peace officer standards and training board firearms qualification for the purposes of implementing the law enforcement officers safety act of 2004 (P.L. 108-277; 118 Stat. 865; 18 United States Code sections 926B and 926C). A law enforcement or prosecutorial agency shall issue to a qualified retired law enforcement officer who has honorably retired a photographic identification that states that the officer has honorably retired from the agency. A person who was a municipal, county or state prosecutor is deemed to meet the qualifications of 18 United States Code section 926C(c)(2). The chief law enforcement officer shall determine whether an officer has honorably retired and the determination is not subject to review. A law enforcement or prosecutorial agency has no obligation to revoke, alter or modify the honorable discharge photographic identification based on conduct that the agency becomes aware of or that occurs after the officer has separated from the agency. For the purposes of this subsection, "qualified retired law enforcement officer" has the same meaning prescribed in 18 United States Code section 926C.

U) The initial and renewal application fees collected pursuant to this section shall be deposited, pursuant to sections 35-146 and 35-147, in the concealed weapons permit fund established by section 41-1722.

13-3113. Adjudicated delinquents; firearm possession; classification

A person who was previously adjudicated delinquent for an offense that would be a felony if committed by an adult and who possesses, uses or carries a firearm within ten years from the date of his adjudication or his release or escape from custody is guilty of a class 5 felony for a first offense and a class 4 felony for a second or subsequent offense if the person was previously adjudicated for an offense that if committed as an adult would constitute:

1. Burglary in the first degree.
2. Burglary in the second degree.
3. Arson.
4. Any felony offense involving the use or threatening exhibition of a deadly weapon or dangerous instrument.
5. A serious offense as defined in section 13-706.

13-3114. Arizona manufactured firearms; regulation; definitions

A) Beginning October 1, 2010, a personal firearm, a firearm accessory or ammunition that is manufactured commercially or privately in this state and that remains within the borders of this state is not subject to federal law or federal regulation, including registration, under the authority of Congress to regulate interstate commerce and is not considered to have traveled in interstate commerce.

B) This section applies to a firearm, a firearm accessory or ammunition that is manufactured in this state from basic materials and that can be manufactured without the inclusion of any significant parts imported from another state.

C) The importation into this state of a firearm accessory, any generic or insignificant part that has other manufacturing or consumer product applications or any basic materials, including unmachined steel and unshaped wood that is incorporated into, attached to or used in conjunction with a firearm, firearm accessory or ammunition manufactured in this state, does not subject the firearm, firearm accessory or ammunition to federal regulation.

D) This section does not apply to:

1. A firearm that cannot be carried and used by one person.
2. A firearm that has a bore diameter of more than one and one-half inches and that uses smokeless powder as a propellant.
3. Ammunition with a projectile that explodes using an explosion of chemical energy after the projectile leaves the firearm.

4. A firearm that discharges two or more projectiles with one activation of the trigger or other firing device.

E) A firearm that is manufactured and sold in this state pursuant to this section shall have the words "made in Arizona" clearly stamped on a central metallic part such as the receiver or frame.

F) For the purposes of this section:

1. "Firearm accessory" means an item that is used in conjunction with or mounted on a firearm but that is not essential to the basic function of a firearm, including telescopic or laser sights, magazines, flash suppressors, folding or aftermarket stocks and grips, speedloaders, ammunition carriers and lights for target illumination.

2. "Generic or insignificant part" includes springs, screws, nuts and pins.

3. "Manufactured" means that a firearm, a firearm accessory or ammunition has been created from basic materials for functional usefulness, including forging, casting, machining or other processes for working materials.

13-3115. Forensics firearms identification system

The department of public safety is authorized to establish and maintain a forensics firearms identification system designed to provide investigative information on criminal street gangs and the unlawful use of firearms.

13-3116. Misconduct involving body armor; classification; definition

A) A person commits misconduct involving body armor by knowingly wearing or otherwise using body armor during the commission of any felony offense.

B) Misconduct involving body armor is a class 4 felony.

C) For purposes of this section, "body armor" means any clothing or equipment designed in whole or in part to minimize the risk of injury from a deadly weapon.

13-3117. Remote stun guns; sales records; use; classification; definitions

A) It is unlawful for a person or entity to do any of the following:

1. Sell an authorized remote stun gun without keeping an accurate sales record as to the identity of the purchaser with the manufacturer of the authorized remote stun gun. The identification that is required by this paragraph shall be verified with a government issued identification. This requirement does not apply to secondary sales.

2. Knowingly use or threaten to use a remote stun gun or an authorized remote stun gun against a law enforcement officer who is engaged in the performance of the officer's official duties.

B) This section does not:

1. Preclude the prosecution of any person for the use of a remote stun gun or an authorized remote stun gun during the commission of any criminal offense.

2. Preclude any justification defense under chapter 4 of this title.

C) The regulation of remote stun guns and authorized remote stun guns is a matter of statewide concern.

D) A violation of:

1. Subsection A, paragraph 1 is a petty offense.

2. Subsection A, paragraph 2 is a class 4 felony.

E) For the purposes of this section:

1. "Authorized remote stun gun" means a remote stun gun that has all of the following:

A) An electrical discharge that is less than one hundred thousand volts and less than nine joules of energy per pulse.

B) A serial or identification number on all projectiles that are discharged from the remote stun gun.

C) An identification and tracking system that, on deployment of remote electrodes, disperses coded material that is traceable to the purchaser through records that are kept by the manufacturer on all remote stun guns and all individual cartridges sold.

D) A training program that is offered by the manufacturer.

2. "Remote stun gun" means an electronic device that emits an electrical charge and that is designed and primarily employed to incapacitate a person or animal either through contact with electrodes on the device itself or remotely through wired probes that are attached to the device or through a spark, plasma, ionization or other conductive means emitting from the device.

13-3118. Possession, transfer or storage of firearms; restrictions prohibited; exceptions

A) Except for the legislature, this state and any agency or political subdivision of this state shall not enact or implement any law, rule or ordinance relating to the possession, transfer or storage of firearms other than as provided in statute.

B) This section does not prohibit:

- 1.** A state, county or municipal judicial department, law enforcement agency or prosecutorial agency from prohibiting a deadly weapon pursuant to section 13-3102, subsection A, paragraph 10.
- 2.** A political subdivision of this state from enacting any rule or ordinance requiring a business that obtains a secondhand firearm by purchase, trade or consignment to retain the firearm for a period of not more than ten days at its place of business or another storage location that is approved by the applicable law enforcement agency.

13-3119. Misconduct involving weapons in a secured area of an airport; classification; definitions

A) A person commits misconduct involving weapons by intentionally carrying, possessing or exercising control over a deadly weapon in a secured area of an airport.

B) This section does not apply to:

- 1.** A peace officer or a federally sworn officer while in the actual performance of the officer's duties.
- 2.** A member of the military forces of the United States or of any state of the United States in the actual performance of the member's official duties.
- 3.** An individual who is authorized by a federal agency in the actual performance of the individual's official duties.
- 4.** General aviation areas not included in the security identification display area or sterile area as defined in the airport security program approved by the transportation security administration.
- 5.** The lawful transportation of deadly weapons in accordance with state and federal law.

C) A violation of this section is a class 1 misdemeanor.

D) For the purposes of this section:

- 1.** "Deadly weapon" has the same meaning prescribed in section 13-105.
- 2.** "Secured area of an airport" means any area of an airport specified in an airport security program that is authorized and approved by the United States transportation security administration pursuant to 49 United States Code section 44903(h)(7)(F) and defined in 49 Code of Federal Regulations section 1540.5.

13-3120. Knives regulated by state; state preemption; definitions

A) Except as provided in subsections C and D, a political subdivision of this state shall not enact any ordinance, rule or tax relating to the transportation, possession, carrying, sale, transfer, purchase, gift, devise, licensing, registration or use of a knife or knife making components in this state.

B) A political subdivision of this state shall not enact any rule or ordinance that relates to the manufacture of a knife and that is more prohibitive than or that has a penalty that is greater than any rule or ordinance that is related to the manufacture of any other commercial goods.

C) This section does not prohibit a political subdivision of this state from enacting and enforcing any ordinance or rule pursuant to state law, to implement or enforce state law or relating to imposing any privilege or use tax on the retail sale, lease or rental of, or the gross proceeds or gross income from the sale, lease or rental of, a knife or any knife components at a rate that applies generally to other items of tangible personal property.

D) This section does not prohibit a political subdivision of this state from regulating employees or independent contractors of the political subdivision who are acting within the course and scope of their employment or contract.

E) A political subdivision's rule or ordinance that relates to knives and that is inconsistent with or more restrictive than state law, whether enacted before or after the effective date of this amendment to this section, is null and void.

F) For the purposes of this section:

1. "Knife" means a cutting instrument and includes a sharpened or pointed blade.

2. "Political subdivision" includes any county, city, including a charter city, town, municipal corporation or special district, any board, commission or agency of a county, city, including a charter city, town, municipal corporation or special district or any other local public agency.

13-3121. Firearm transfers; chief law enforcement officer certification; notification; definitions

A) If a chief law enforcement officer's certification is required by federal law or regulation for the transfer of a firearm, the chief law enforcement officer, within sixty days after receipt of a request for certification by an applicant, shall provide the certification if the applicant is not prohibited by law from receiving the firearm or is not the subject of a proceeding that could result in the applicant being prohibited by law from receiving the firearm. If the chief law enforcement officer is unable to provide a certification as required by this section, the chief law enforcement officer shall notify the applicant, in writing, of the denial and the reason for this determination.

B) The chief law enforcement officer of a law enforcement agency that has fifteen peace officers or fewer may refer an applicant who is requesting a certification pursuant to this section to the county sheriff. A county sheriff who receives a request for certification from a referred applicant shall provide the certification required by this section.

C) Section 12-820.02 applies to a chief law enforcement officer who provides a certification pursuant to this section.

D) This section does not apply to a county attorney or a tribal agency. This subsection does not prohibit a county attorney or a tribal agency from providing an applicant with a certification.

E) A chief law enforcement officer is not required to provide a certification pursuant to this section that the officer knows is untrue but may not refuse to provide a certification that is based on a generalized objection to private persons or entities making, possessing or receiving firearms or any certain type of firearm the possession of which is not prohibited by law.

F) For the purposes of this section:

1. "Certification" means the participation and assent that is required by federal law for the approval of an application to transfer or make a firearm.

2. "Chief law enforcement officer" means any official that the bureau of alcohol, tobacco, firearms and explosives, or any successor agency, identifies by regulation or otherwise as eligible to provide any required certification to make or transfer a firearm.

3. "Firearm" has the same meaning prescribed in 26 United States Code section 5845(a).

4. "Proceeding" includes an ongoing criminal investigation that could result in the applicant being prohibited by law from receiving a firearm.

13-3122. Unlawful use of electronic firearm tracking technology; classification; definitions

A) It is unlawful to require a person to use or be subject to electronic firearm tracking technology or to disclose any identifiable information about the person or the person's firearm for the purpose of using electronic firearm tracking technology.

B) This section does not apply to any of the following:

1. A criminal justice employee who obtains a search warrant.

2. A pawnbroker or an employee of a pawnshop, secondhand dealer or auction house while the pawnbroker or employee uses electronic firearm tracking technology to report information to the sheriff or the sheriff's designee pursuant to section 44-1625 or a similar reporting requirement.

- 3)** A probation, parole or surveillance officer who supervises a person who is serving a term of probation, community supervision or parole.
- 4)** The owner of a firearm if the owner consents in writing to the use of electronic firearm tracking technology on that owner's firearm.
- c)** A person who violates this section is guilty of a class 6 felony.
- d)** For the purposes of this section:
- 1.** "Criminal justice employee" includes a peace officer and a prosecutor and includes any employee of a law enforcement agency who is authorized in the execution of the employee's official duties to use electronic firearm tracking technology or to obtain or disclose any identifiable information about a person or a person's firearm in order to use electronic firearm tracking technology.
 - 2.** "Electronic firearm tracking technology" means a platform, system or device or a group of systems or devices that uses a shared ledger, distributed ledger or blockchain technology or any other similar form of technology or electronic database for the purpose of storing information in a decentralized or centralized way, that is not owned or controlled by any single person or entity and that is used to locate or control the use of a firearm. Electronic firearm tracking technology does not include a law enforcement database, including the adult probation enterprise tracking system, the juvenile online tracking system, the justice web interface, the Arizona criminal justice information system, the national crime information center, the national integrated ballistic information network and a local records management system that is used to manage or process stolen, lost, found, stored or evidentiary firearms.

AZ CCW RENEWAL PROCESS

- A)** AZ CCW Permits are valid for 5 years from the date of issuance.
- B)** There is a grace period of 60 days after expiration to renew your permit. Renewals within the grace period require a \$43 money order to AZDPS along with a completed renewal application. Fingerprinting is not required for renewals within the grace period.
- C)** Renewals outside of the 60 days grace period must be submitted as a new application with new fingerprint cards and requires a \$60 money order payable to AZDPS.
- D)** Updated forms and instructions can be found on our website.

IMPORTANT TIPS:

- 1) Set a reminder on your calendar for 4 years and 9 months from the date of issuance printed on your AZ CCW Card.
- 2) When you receive your card in the mail, take a picture with your cell phone and make a digital and printed copy of it in case you lose your card.
- 3) Be proactive. Do not assume that AZDPS will contact you or remind you to renew your permit.
- 4) Keep learning. A CCW Permit won't save your life. Your knowledge, planning and training will.
- 5) AZDPS Must be notified within 10 days of any address changes.

If cards are lost a replacement card is \$10.
To change an address or request a replacement card

[Click Here](#)



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