

REFERENCE TITLE: **carrying firearms; minors; exception; consent**

State of Arizona  
House of Representatives  
Fifty-sixth Legislature  
Second Regular Session  
2024

# **HB 2819**

Introduced by  
Representative Nguyen

**AN ACT**

**AMENDING SECTION 13-3111, ARIZONA REVISED STATUTES; RELATING TO WEAPONS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 13-3111, Arizona Revised Statutes, is amended to  
3 read:

4 13-3111. Minors prohibited from carrying or possessing  
5 firearms; exceptions; seizure and forfeiture;  
6 penalties; classification

7 A. Except as provided in subsection B **OF THIS SECTION**, an  
8 unemancipated person who is under eighteen years of age and who is  
9 unaccompanied by a parent, grandparent or guardian, or a certified hunter  
10 safety instructor or certified firearms safety instructor acting with the  
11 consent of the unemancipated person's parent or guardian, shall not  
12 knowingly carry or possess on his person, within his immediate control, or  
13 in or on a means of transportation a firearm in any place that is open to  
14 the public or on any street or highway or on any private property except  
15 private property **THAT IS** owned or leased by the minor or the minor's  
16 parent, grandparent or guardian **ONLY IF THE MINOR'S PARENT, GRANDPARENT OR**  
17 **GUARDIAN CONSENTS TO THE MINOR'S CARRYING OR POSSESSING A FIREARM ON THAT**  
18 **PRIVATE PROPERTY.**

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

22 1. Engaged in lawful hunting or shooting events or marksmanship  
23 practice at established ranges or other areas where the discharge of a  
24 firearm is not prohibited.

25 2. Engaged in lawful transportation of an unloaded firearm for the  
26 purpose of lawful hunting.

27 3. Engaged in lawful transportation of an unloaded firearm between  
28 the hours of 5:00 a.m. and 10:00 p.m. for the purpose of shooting events  
29 or marksmanship practice at established ranges or other areas where the  
30 discharge of a firearm is not prohibited.

31 4. Engaged in activities requiring the use of a firearm that are  
32 related to the production of crops, livestock, poultry, livestock  
33 products, poultry products, ~~or~~ or ratites or in the production or storage of  
34 agricultural commodities.

35 C. If the minor is not exempt under subsection B **OF THIS SECTION**  
36 and is in possession of a firearm, a peace officer shall seize the firearm  
37 at the time the violation occurs.

38 D. In addition to any other penalty provided by law, a person who  
39 violates subsection A **OF THIS SECTION** shall be subject to the following  
40 penalties:

41 1. If adjudicated a delinquent juvenile for an offense involving an  
42 unloaded firearm, a fine of not more than two hundred fifty dollars, and  
43 the court may order the suspension or revocation of the person's driver  
44 license until the person reaches eighteen years of age. If the person  
45 does not have a driver license at the time of the adjudication, the court

1 may direct that the department of transportation not issue a driver  
2 license to the person until the person reaches eighteen years of age.

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

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

23 E. Firearms seized pursuant to subsection C OF THIS SECTION shall  
24 be held by the law enforcement agency responsible for the seizure until  
25 the charges have been adjudicated or disposed of otherwise or the person  
26 is convicted. ~~Upon~~ ON A PERSON'S adjudication FOR or conviction of a  
27 ~~person for a~~ violation of this section, the court shall order the firearm  
28 forfeited. However, the law enforcement agency shall return the firearm  
29 to the lawful owner if the identity of that person is known.

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

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

41 H. A person who violates subsection A OF THIS SECTION is guilty of  
42 a class ~~6~~ 5 felony.