

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/HCS/House Bill No. 1472, Page 1, Section A, Line 11,

2 by inserting after all of said line the following:

3 "34.750. 1. As used in this section, the following
4 terms mean:

5 (1) "Ammunition", a loaded cartridge case, primer,
6 bullet, or propellant powder with or without a projectile;

7 (2) "Company", a for-profit organization, association,
8 corporation, partnership, joint venture, limited
9 partnership, limited liability partnership, or limited
10 liability company, including a wholly owned subsidiary,
11 majority-owned subsidiary, parent company, or affiliate of
12 those entities or associations that exists to make a profit,
13 not including a sole proprietorship;

14 (3) "Discriminate", refusing to engage in the trade of
15 any goods or services with an entity or association based
16 solely on its status as a firearm entity or firearm trade
17 association, refraining from continuing an existing business
18 relationship with the entity or association based solely on
19 its status as a firearm entity or firearm trade association,
20 or terminating an existing business relationship with the
21 entity or association based solely on its status as a
22 firearm entity or firearm trade association. This term
23 shall not include when the established policies of a
24 merchant, retail seller, or platform restricts or prohibits
25 the listing or selling of ammunition, firearms, or firearm
26 accessories or when a company's refusal to engage in the

27 trade of any goods or services, decision to refrain from
28 continuing an existing business relationship, or decision to
29 terminate an existing business relationship is to comply
30 with federal, state, or local law, policy, or regulation or
31 a directive by a regulatory agency or for any traditional
32 business reason that is specific to the customer or
33 potential customer and not based solely on an entity's or
34 association's status as a firearm entity or firearm trade
35 association;

36 (4) "Firearm", a weapon that expels a projectile by
37 the action of explosive or expanding gases;

38 (5) "Firearm accessory", a device specifically
39 designed or adapted to enable an individual to wear, carry,
40 store, or mount a firearm on the individual or on a
41 conveyance and an item used in conjunction with or mounted
42 on a firearm that is not essential to the basic function of
43 the firearm. This term includes a detachable firearm
44 magazine;

45 (6) "Firearm entity", a firearm, firearm accessory, or
46 ammunition manufacturer, distributor, wholesaler, supplier,
47 retailer, or a sport shooting range;

48 (7) "Firearm trade association", any person,
49 corporation, unincorporated association, federation,
50 business league, or business organization that:

51 (a) Is not organized or operated for profit and for
52 which none of its net earnings inures to the benefit of any
53 private shareholder or individual;

54 (b) Has two or more firearm entities as members; and

55 (c) Is exempt from federal income taxation under
56 Section 501(a) of the United States Internal Revenue Code of
57 1986, as an organization described by Section 501(c) of that
58 code;

59 (8) "Public entity", as defined in section 34.600.

- 60 2. This section applies only to a contract that:
- 61 (1) Is between a public entity and a company with at
62 least ten full-time employees; and
- 63 (2) Has a value of at least one hundred thousand
64 dollars that is paid wholly or partly from public funds of
65 the public entity.
- 66 3. Except as provided in subsection 4 of this section,
67 a public entity shall not enter into a contract with a
68 company for the purchase of goods or services unless the
69 contract contains a written verification from the company
70 that it:
- 71 (1) Does not have a practice, policy, guidance, or
72 directive that discriminates against a firearm entity or
73 firearm trade association; and
- 74 (2) Shall not discriminate during the term of the
75 contract against a firearm entity or firearm trade
76 association.
- 77 4. This section shall not apply to a public entity
78 that:
- 79 (1) Contracts with a sole-source provider; or
80 (2) Does not receive any bids from a company that is
81 able to provide the written verification required by
82 subsection 2 of this section."; and
- 83 Further amend the title and enacting clause accordingly.