



ARIZONA HOUSE OF REPRESENTATIVES

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Senate: COM DPA 4-2-1-0 | 3rd Read DPA 16-13-1-0-0

House: JUD DP 5-3-0-0-0-0 | 3rd Read DP 31-29-0-0-0

SB 1096: firearms; contracts; prohibited practices

Sponsor: Senator Carroll, LD 28

Transmitted to the Governor

Overview

Prohibits a public entity from entering into a contract of \$100,000 or more with a company to acquire or dispose of services, supplies, information technology or construction unless the contract includes a written certification that the company does not, and will not, discriminate against a firearm entity or firearm trade association.

History

Current law prohibits the state, a political subdivision of the state or an agency, board, commission or department (public entity) from entering into or renewing a contract under specific circumstances. For example, public entities may not enter into a contract with a value of \$100,000 or more with a company to acquire or dispose of services, supplies, information technology or construction unless the contract includes a written certification that the company is not currently engaged in, and agrees for the duration of the contract to not engage in, a boycott of goods and services from Israel. A public entity may not adopt a procurement, investment or other policy that has the effect of inducing or requiring a person or company to boycott Israel (A.R.S. §§ [35-393](#) and [35-393.01](#)).

Statute also prohibits a public entity from entering into or renewing a contract with a company to acquire or dispose of services, supplies, information technology, goods or construction unless the contract includes a written certification that the company does not currently, and agrees for the duration of the contract that it will not, use:

- 1) The forced labor of ethnic Uyghurs in the People's Republic of China;
- 2) Any goods or services produced by the forced labor of ethnic Uyghurs in the People's Republic of China; or
- 3) Any contractors, subcontractors or suppliers that use the forced labor or any goods or services produced by the forced labor of ethnic Uyghurs in the People's Republic of China ([A.R.S. § 35-394](#)).

Provisions

1. Prohibits a public entity from entering into a contract with a value of \$100,000 or more with a company to acquire or dispose of services, supplies, information technology or construction unless the contract includes a written certification that the company does not currently, and agrees for the duration of the contract that it will not, discriminate against a firearm entity or firearm trade association.(Sec. 1)
2. Allows a public entity to comply with the certification requirement by including a written certification submitted by the company as part of the procurement process. (Sec. 1)

Prop 105 (45 votes) Prop 108 (40 votes) Emergency (40 votes) Fiscal Note

3. Prohibits a public entity from adopting a procurement, an investment or any other policy that has the effect of inducing or requiring a person or company to discriminate against a firearm entity or firearm trade association. (Sec. 1)
4. Exempts a contract that a public entity enters into from the written certification requirement if any of the following circumstances are present:
 - a) The contract is a sole source contract;
 - b) The public entity does not receive a responsive bid from any company that is able to provide the written certification; or
 - c) The contract was entered into before the effective date of this legislation. (Sec. 1)
5. Defines *ammunition*, *company*, *discriminate*, *firearm*, *firearm accessory*, *firearm entity*, *firearm trade association* and *public entity*. (Sec. 1)