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**Model Firearm & Ammunition Procurement Act for California
Cities and Counties**

**AN ORDINANCE AMENDING [CHAPTER/ARTICLE] OF THE
[CITY/COUNTY CODE] BY ADDING SECTION [____], RELATING TO
CONTRACTS WITH VENDORS OF FIREARMS AND/OR
AMMUNITION**

Section 1. The [insert appropriate Code] is hereby amended by adding [insert Chapter] to read as follows:

§ ____ - Procurement of Firearms and Ammunition

- (a) The purpose and intent of this article is for [the City/County] to develop procurement practices for firearms, ammunition, and firearm accessories.
- (b) This article applies to all contracts with the [City/County] solicited, entered into, awarded, amended, renewed, or extended after January 1, 2026, for procuring firearms, ammunition, and firearm accessories. Contractors shall comply with this article during the solicitation process and throughout the contract term.

§ ____ - Definitions.

As used in this section, the following terms shall have the following definitions as indicated.

- (a) "**Awarding Authority**" means any Department, Division, Bureau, or Section of the [City/County] or any authorized employee or officer of the [City/County] who makes or enters into any contract or agreement for the procurement of firearms, ammunition, and firearm accessories for, or on behalf of, the [City/County].
- (b) "**Bidder**" means any person, firm, corporation, or partnership, or any combination thereof, who submits a bid to a State agency for a contract award with any Department, Division, Bureau, or Section of the [City/County].
- (c) "**Contractor**" means any person, firm, corporation, partnership, or any combination thereof who enters into a contract or agreement with any Department, Division, Bureau, or Section of the [City/County].

(d) "**Firearm**" has the same meaning as in California Penal Code section 16520.

(e) "**Ammunition**" has the same meaning as in California Penal Code section 16150.

(f) "**Firearm Accessories**" are supplementary items or components designed to enhance a firearm's functionality, performance, or user experience. These accessories can include parts that modify the firearm and external gear used in conjunction with the firearm. Some common examples include, but are not limited to:

- Sights and optics (e.g., scopes, red dot sights, iron sights)
- Holsters (for carrying firearms)
- Magazines (for loading ammunition)
- Grips (to improve handling or comfort)
- Slings (for carrying the firearm)
- Muzzle devices (e.g., suppressors, compensators, flash hiders)
- Bipods (for stability when shooting)
- Trigger upgrades (for enhanced precision)
- Cleaning kits (for maintenance)
- Ammunition carriers (e.g., pouches, belts)

(g) "**Firearm trafficker**" is any person who violates, or is convicted of violating, any local, state, or federal law making it unlawful for a person to commit, attempt, or conspire to commit the following conduct:

- (1) ship, transport, transfer, cause to be transported, or otherwise provide any firearm to another person if such person knows or has reasonable cause to believe that the use, carrying, or possession of a firearm by the recipient would constitute a felony; or
- (2) receive any firearm from another person if the recipient knows or has reasonable cause to believe such receipt would constitute a felony; or
- (3) repetitively purchase firearms with the intent to resell those firearms for a profit without the required license(s).

(h) "**Non-Serialized Firearm**" has the same meaning as in California Penal Code section 16531.

(i) "**Unfinished Frame**" has the same meaning as in California Penal Code section 16531.

(j) "**Unfinished Receiver**" has the same meaning as in California Penal Code section 16531.

(k) "**Straw purchaser**" is any person who knowingly purchases or conspires to

purchase firearms for, on behalf of, or at the request or demand of any other person.

§ ____ - General Requirements.

A Bidder seeking the award of, or a Contractor who is awarded, a contract with a (City/County) agency for the procurement of firearms, ammunition, or firearm accessories shall, during the public procurement process, and on an annual basis or upon request of the (City/County) agency:

(a) Comply with all applicable local, state, and federal laws, and, if required by state or federal law, shall have a valid federal firearms license, a valid California Board of Equalization seller's permit, and a California Department of Justice Certificate of Eligibility, per California Penal Code section 26710;

(b) Provide proof and copies of all required valid licenses, permits, and certificates;

(c) Provide materials documenting the number of the Bureau of Alcohol, Tobacco, Firearms, and Explosives trace requests received by the bidder or Contractor for each year within the past five years and the time between the sale of the firearm subject to the trace request and the crime that generated the trace request when known;

(d) Provide materials documenting any thefts or losses from the Bidder's or Contractor's premises for the past five calendar years. In the event that a Bidder for, or party to, a contract with a state agency for the procurement of firearms, ammunition, or firearm accessories is unable to provide sufficient materials, a declaration explaining why it is unable to do so;

(e) Provide a true copy of the two most recent inspection reports of any inspection conducted by a federal, state, or local agency, including any follow-up materials documenting administrative actions taken by such agency;

(f) Disclose any violations found from any type of inspection conducted by a federal, state, or local agency during the two most recent inspections, and provide any materials documenting the Bidder's or Contractor's corrective actions taken in response to a finding of noncompliance or violation of any federal, state, or local firearm/ammunition laws, regulations, or other requirements;

(g) Provide, in writing, any practices or policies in effect or adopted, including any subsequent amendments made during the solicitation process and any contract term to:

(1) Prevent, detect, and screen for the transfer of firearms to straw purchasers or firearm traffickers;

- (2) Prevent, detect, and screen against sales of firearms and firearm ammunition to individuals prohibited from possessing a firearm by federal, state, or local law, or court order;
- (3) Prevent, detect, and document the theft and/or loss of firearms or firearm ammunition;
- (4) Train employees who handle or have access to firearms or ammunition to ensure compliance with all applicable federal, state, and local firearms laws and regulations;
- (5) Assist law enforcement agencies in the investigation and prevention of criminal access to firearms or firearm ammunition; and
- (6) Operate a digital video surveillance system as prescribed in California Penal Code section 26806, or, for Bidders or Contractors located outside the State of California, any similar system.

(h) Affirm that it does not sell, and has not sold during the procurement process or while under contract, unserialized gun build kits or precursor parts, including non-serialized firearms or non-serialized unfinished frames or unfinished receivers.

§ ____ - Administration.

- (a) The [specify department] shall develop processes and procedures, with input from the [City/County Attorney], to implement this article, including a process to fully review and consider Bidder and Contractor information and documents submitted in accordance with this article, and administer and assess a Contractor's compliance with the requirements of this law. This may include but is not limited to, developing a prequalification process to prequalify potential Contractors and developing a scoring system to evaluate a potential Contractor's attention to the State's public safety values to be used in awarding contracts or purchases. The specified department shall inform Bidders and Contractors if they are eligible to be awarded contracts or purchases.
- (b) Any person who or entity that has not submitted the requisite documentation under Section _____ and/or that the Department of General Services has determined, based on the documentation submitted, is not compliant with the terms of Section _____ and/or is otherwise determined to not be aligned with the State's public safety values, shall have any bids or proposals regarding firearms contracts or purchases rejected by the [City/County].

§ ____ - Reports.

- (a) Within two months after the end of each and every [City/County's] fiscal year after this law takes effect, all Authorized Authorities shall report to the [City Council/Board of Supervisors] all contracts or agreements entered into, awarded, amended, renewed, or

extended for the procurement of firearms, ammunition, and Firearm Accessories for, or on behalf of, the [City/County] during that fiscal year. Each report must identify the parties to each contract or agreement, all items purchased from each Contractor, and the amount paid for each purchased item.

(b) The [City Council/Board of Supervisors] shall make all reports described in Section ___ (a) available to the public by posting the reports on its website.

§ ___ - Discretion to Waive.

(a) An Awarding Authority may not waive the requirements of this article, or make exigent or emergency purchases of firearms, ammunition, and/or Firearm Accessories to subvert any provision of this law.