



# Arizona Citizens Defense League

## Protecting Your Freedom

Volume 2010, Issue 3

AzCDL's Membership Newsletter

August 2010

### Board of Directors

Dave Kopp—President  
John Wentling—Vice President  
Charles Heller—Secretary  
Fred Dahnke—Treasurer  
"Duke" Schechter—Membership



P.O. Box 10325  
Glendale, AZ 85318  
<http://www.AzCDL.org>

Available on the web  
(<http://www.AzCDL.org>)

- AzCDL Goals & Successes
- Legislative Updates
- Court Cases
- Online Application
- Newsletters
- Important Links  
(and much more)

Need help accessing the web site? Contact AzCDL at (623) 594-8521

### Contacting AzCDL



[info@AzCDL.org](mailto:info@AzCDL.org)



(623) 594-8521

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## New Laws Effective July 29th



The 2010 Arizona legislative session saw the passage of a number of solid pro-rights bills. Arizona is now at the forefront of restoring freedoms that have been eroding away for decades nationwide. The following laws became effective on July 29, 2010.

### Freedom to Carry Restored

Article 2, Section 26 of the Arizona Constitution says "The right of the individual citizen to bear arms in defense of himself or the state, shall not be impaired..." In 1990, an Arizona Appellate Court determined (*Dano v. Collins*) that Article 2, Section 26 did not include "concealed" weapons. The Arizona Supreme Court declined to hear the case.

In 1994, rather than reaffirm that discreet carry is covered under Article 2, Section 26, Arizona adopted a concealed carry (CCW) permit system requiring that citizens, who wished to fully exercise their right to bear arms, ask for permission in writing after taking two days of training from a government approved instructor, along with submitting their fingerprints and undergoing a background check. The permit was good for 4 years and could only be renewed after further training, fingerprinting and a background check. Additionally, the "right" to carry openly, or in a vehicle, was narrowly defined. That same year, the Appellate courts determined that a gun in a vehicle is a concealed weapon and that open carry must be obvious under "ordinary observation". This was the status quo for over a decade until AzCDL was founded in June 2005.

From our beginning, AzCDL began work on restoring the right to bear arms in Arizona, starting with a series of CCW reforms. This year, Arizona Governor Jan Brewer signed an historic CCW reform bill, the AzCDL-requested "Constitutional Carry" bill, restoring the fundamental right of law-abiding adults to carry weapons, openly or discreetly, without first seeking written permission from the government. Only two other states respect your right to carry in a similar fashion, Alaska and Vermont.

In essence, the new law removes the prohibition and penalties, under ARS 13-3102, for adults (21 and over) who are discreetly carrying a firearm or other weapon without a CCW permit. The CCW permit is not eliminated. It becomes optional and still has a purpose. You'll need one to streamline retail gun purchases, carry in states that recognize Arizona permits, and for carrying a firearm in establishments that serve alcohol. The training you receive to obtain a permit is an added bonus.

### State Preemption Strengthened

The ability of political subdivisions (i.e., counties, cities, towns, etc.) to regulate firearms has been significantly curtailed. This year's updated law adds firearms storage and accessories to the list of things that political subdivisions cannot regulate, and in general prohibits them from enacting any local ordinances more restrictive than state law. In particular, they can no longer limit the carrying of firearms in public parks to those with CCW permits.

### Knife Preemption Added

Arizona is the first state in the nation to enact a knife preemption law. This new law, championed by the national Knife Rights organization, not only prevents political subdivisions from enacting new knife-related ordinances, but voids all existing ordinances more restrictive than state law. This is similar to the updated firearms preemption law.

(Continued on page 2)



# New Legislation Enacted for 2010



(Continued from page 1)

## CCW Permit Improvements

The Constitutional Carry legislation also made sweeping changes to the concealed weapons laws and process. For a start it is no longer a "crime" to not have your permit with you when required. It has been reduced to a "civil penalty."

The new law also expands the training opportunities that qualify for a CCW permit. The following is a partial list of training that may be substituted:

- Completion of a hunter safety course or any NRA firearms course.
- Current military service or proof of an honorable discharge.
- Completion of college level courses, or training from places like Front Sight or Gunsite.
- A permit from another state that has a training or testing requirement for issuance.

A complete list may be found in ARS 13-3112.N.

## Firearms Registration Stopped

As a result of gun owner activism in Mohave County, a new law was passed that prohibits political subdivisions from requiring or maintaining any records related to the storage of firearms that contain descriptions (serial numbers, etc.) of firearms or their owners.

## Stand Your Ground Strengthened

The legislation stopping firearms registration also contained a provision that clarifies that a person has no duty to retreat in any place they have a right to be.

## Restaurant Carry Improvements

A liquor related bill was passed this year containing an AzCDL-requested provision that requires liquor licenses to be displayed "in a conspicuous public area of the licensed premises..." This becomes important in identifying establishments serving alcohol that prohibit firearms, since a "no firearms" sign is required to be posted near the liquor license.

Under prior law, the "no firearms" sign could be sitting next to the liquor license in an area not normally seen by the public and anyone entering with a firearm would be unaware that they are breaking the law.

## Firearms Freedom Act

This new law exempts from federal law or regulation firearms manufactured and sold in Arizona, as long as they remain in Arizona. It is the latest in a multi-state challenge to federal authority to regulate firearms. The movement started in Montana and Arizona became the sixth state to pass a Firearms Freedom Act. About 20 other states have introduced similar legislation.

Don't expect to find "Made in Arizona" firearms for sale in your local gun store

any time soon. The Bureau of Alcohol Tobacco, Firearms and Explosives (BATFE) has already warned Montanans not to try to manufacture any "Made in Montana" firearms and a lawsuit has been filed in federal district court to test the new law.

## Right to Hunt and Fish

A proposed constitutional amendment passed out of the legislature and was sent to the Secretary of State to be placed on the November ballot. If approved by the voters, it will add hunting, fishing and harvesting wildlife as rights guaranteed under the Arizona Constitution. It also declares that the state legislature has exclusive authority to regulate activities pertaining to the taking of wildlife.

## Other Changes

Firearms seized by law enforcement can no longer be scrapped. They must now be sold to authorized dealers. (ARS 13-3105).

Law enforcement may no longer confiscate a firearm from someone with a suspended CCW permit if it is otherwise lawfully possessed. (ARS 13-3112.D).

The courts may no longer order the forfeiture of a firearm when a person is convicted of carrying in a "public establishment" where weapons are prohibited—The reference to ARS 13-3102.A.10 (public establishments) in ARS 13-3105.B (forfeiture) was deleted.



## 2010 Independence Day Rifle Match



On July 4, 2010, the fifth annual AzCDL Independence Day Action Rifle Match was hosted by the ACTS Division of the Pima Pistol Club in Catalina.

As a benefit match, net proceeds of \$1,325 were donated to AzCDL. Fifty-three participants finished the match.

Links to a photo gallery of the match, along with match results can be found at AzCDL's website:  
[http://www.azcdl.org/html/rifle\\_match.html](http://www.azcdl.org/html/rifle_match.html)



### Match Sponsors

We extend our thanks to the following Contributing Sponsors for this year's match:

ATK  
Blue Force Gear  
Camelbak  
Cavalry Manufacturing  
Pima Pistol Club  
S.O. Tech  
Spec Ops Brand

## Join us at AzCDL's 2010 Annual Meeting in Phoenix!

### Mark your calendars!

You are invited to AzCDL's annual meeting of members on:

**Saturday, October 2, 2010**

This year's annual meeting will be held at the **Crowne Plaza, 2532 W. Peoria Ave, in Phoenix**. This is the same hotel where we had our 2007 and 2008 annual meetings.

Join us in celebrating Arizona's historic restoration of Constitutional Carry. We are expecting a huge turnout. Bring family and friends.

*As with all our annual meetings, the tasteful open carrying of firearms is appreciated!*

There is no charge for attending the meeting which begins at 2:00 PM.

Prior to the meeting, a luncheon will be served at 1:00 PM.

All luncheon attendees will be eligible for our door prize drawing for a Ruger LCP pistol.

Those having lunch will need to register and pay by September 25, 2010.

The fee for lunch is \$25 per person. This price includes a FREE Basic Annual AzCDL Membership!

If you are a Life Member, or if you joined AzCDL or renewed your membership after June 1, 2010, you are eligible to attend the Annual Meeting for

FREE, or at a steeply discounted rate, depending on the cost of your membership. Details can be found on the reservation form included with this newsletter.

The schedule of events is as follows:

Noon—Registration and seating  
1:00 PM—Lunch is served  
2:00 PM—Annual Meeting begins  
4:00 PM—Adjournment

In addition to the door prize drawing for the Ruger LCP, we will draw the winning tickets for our 5 firearms raffles currently underway (see article below).

Details about the annual meeting, along with reservation forms, can be found on our website.



## AzCDL 2010 Election Results



To promote continuity in leadership, the terms of office for AzCDL's directors are staggered. This year, the positions held by John Wentling, AzCDL's Vice President and Charles Heller, AzCDL's Secretary, expired, and they sought reelection. No other nominations were submitted.

Per AzCDL's bylaws, a balloting process

is not required when any individual runs unopposed. As a result, John and Charles have been reelected to 3 year terms. The terms of the current AzCDL directors expire in the following years:

2011—Fred Dahnke & Duke Schechter  
2012—Dave Kopp  
2013—John Wentling & Charles Heller

Per AzCDL's bylaws, the Board of Directors elects the Officers following the annual election of directors. On July 7, 2009, the following officers were elected:

Dave Kopp—Chairman of the Board  
Dave Kopp—President  
John Wentling—Vice President  
Charles Heller—Secretary  
Fred Dahnke—Treasurer



## Raffle Tickets—Win a Gun—\$10!



### Get 'em before they're gone!

AzCDL is raffling off four firearms, two Kimber 1911 pistols and two custom AR-15 rifles.

Each Kimber 1911 is a Gold Match II in .45 ACP caliber, with a stainless steel frame and slide, 5" match barrel, ambidextrous thumb safeties, and custom stocks.

Each custom built AR-15 is in .223 caliber, with an American Spirit flat top receiver, flip up iron sights, chrome lined barrel, adjustable stock, and picatinny rail forearm with forward grip.

Each firearm is valued at over \$1500.

Only 225 tickets will be sold for each firearm. Tickets are \$10 each.

One set of tickets for each firearm will be sold primarily at events in the Phoenix area and the other set will be sold primarily at Tucson area events. Again, for each firearm, only 225 tickets will be sold. Get one before they're sold out!

You can purchase raffle tickets online at AzCDL's "store":  
[http://www.azcdl.org/html/online\\_store.html](http://www.azcdl.org/html/online_store.html)

Note: Online tickets will come from both the Phoenix and Tucson inventories.

### Wait, there's more!

AzCDL's Political Action Committee is also raffling off a Springfield XD/M 3.8 in .40 caliber. Retail value is \$815. Only 225 tickets will be sold. Tickets can be purchased online for \$10 each at the AzCDL PAC website:

<http://azcdlpac.com/raffle.html>

The winning tickets for all 5 firearms will be drawn at AzCDL's annual meeting on October 2, 2010. The winner does not have to be present, but must comply with all federal, state and local firearms laws and must pick up their firearm via a federally licensed firearms dealer.

## Train Me Arizona Campaign

Article 2, Section 26 of the Arizona Constitution says “The right of the individual citizen to bear arms in defense of himself or the state, shall not be impaired...” However, for the last 16 years the citizens of Arizona who wished to fully exercise their right to bear arms were required to seek written government permission, via a CCW permit. All that changed on July 29, 2010 when Constitutional Carry became the law in Arizona, restoring the right of law-abiding adults to bear arms openly or discreetly without needing a government permit.

However, exercising freedom comes with a cost – responsibility. Each of us is responsible to know the law, and to have the proper mindset, skills and ability that come with “bearing arms.” Proper and continuous training has always been our individual responsibility. The good news is that we no longer have to rely on government mandates to determine what training we need and should get.

To promote training in the skill at arms and the exercise of our fundamental right to keep and bear arms on a state-wide scale, AzCDL is a partner in the new “Train Me Arizona” campaign.

We encourage you to become involved also. This is the armed citizenry envisioned by our nation’s Founders—aware of our freedoms and exercising them responsibly. Remember, the nation, and the world, are watching Arizona. We have made history together. How we, as gun owners and activists, respond to the restoration of our right to bear arms, sets the trend for other states to follow. Wear this responsibility with pride!



### Elements of the TrainMeAZ campaign include:

- A public awareness effort with billboards, print advertising and publicity components.
- The “Arizona Where To Shoot Map,” in both printed and online versions, guiding people to all publicly accessible shooting ranges in the state.
- One-stop-shopping for training and educational opportunities statewide from first-timer to master, and by location, firearm type, type of shooting discipline (self defense, target practice, sports and competition, etc.), class date, competition skill and more.
- A central reference point for news media interested in learning more about the number-two-ranked participant sport in the nation, the shooting sports.
- A clearinghouse for proposed new gun-rights laws at the state level, through association with the main civil-rights groups in the state.

For more information on the Train Me Arizona campaign, go to:

<http://trainmeaz.com/>

You can read the new laws online at:

<http://www.azleg.state.az.us/ArizonaRevisedStatutes.asp>

The Constitutional Carry language has been incorporated in to ARS 13-3102.

The revisions to Arizona’s (now optional) CCW permit requirements can be found in ARS 13-3112.

Please note the changes in ARS 13-3112.N regarding alternative methods of meeting the training requirements.

An excellent FREE resource on the impact of the new gun laws in Arizona, can be found at the Arizona Department of Public Safety (DPS) website. We have a link to it on AzCDL’s Educational page:

<http://www.azcdl.org/html/educational.html>

In the “Arizona Specific” section you will find “Legal Issues Regarding the Use of Lethal Force” by Michael Anthony.

This document is a required resource for DPS approved instructors teaching the DPS CCW course.

We also recommend owning a copy of “The Arizona Gun Owner’s Guide.”

You can purchase your copy at

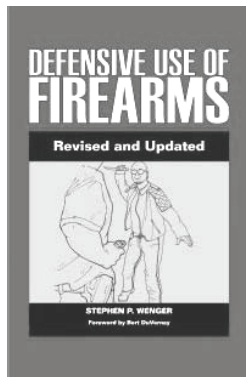
<http://www.gunlaws.com/>

## Firearms Training—A Matter of Education, Not Legislation

### And, speaking of training...

As we have stated before, the heaviest thing about wearing a gun is the responsibility that comes with it. That includes the responsibility to know the law and to have the proper mindset and “skill at arms.”

Along those lines, AzCDL Life Member Stephen Wenger has recently revised and updated his book *Defensive Use of Firearms*.



You can find out more about Stephen’s book at:

<http://www.spw-duf.info/book.html>

Stephen is a long time instructor located in Show Low and is one of AzCDL’s earliest supporters.

In addition to being an NRA certified instructor and DPS CCW instructor, he has been associated with Massad Ayoob’s “Lethal Force Institute” and was an instructor with the Defensive Combat Academy for a number of years.



**Arizona Citizens Defense League  
Annual Meeting of Members  
Reservation Form**

(Reservations received after September 25, 2010 will not be accepted)

**Yes! I will attend the 2010 AzCDL Annual Meeting!**

\_\_\_\_\_ Number attending the meeting (including myself)  
**(Please provide your contact information in the space provided on the reverse side of this form)**



**Attending the Luncheon? \_\_\_ YES \_\_\_ NO**

- \_\_\_\_\_ Number in my party having the Tri-tip steak plate.
- \_\_\_\_\_ Number in my party having the Chicken Piccata plate.
- \_\_\_\_\_ Number in my party having the Wild Mushroom Ravioli plate.

Please determine your reservation categories and complete the table that follows.

**Category #1 (Membership includes luncheon)**

- If you joined or renewed after June 1, 2010, and paid \$25 or more for your membership, there is no charge for your meal.
- If you are a Sustaining Annual member who joined or renewed after June 1, 2010, and paid \$40 or more when you joined or renewed, there is no charge for your meal and one guest receives a complimentary meal.
- If you are a Life Member, you and your guests each receive a complimentary meal.

**Category #2 (Discounted luncheon)**

If you are a Basic Annual member who joined or renewed after June 1, 2010 at the "gun show" discount rate of \$20, you are entitled to the special rate of \$5.

**Category #3 (Luncheon includes membership)**

The luncheon cost for non-members, and those who joined AzCDL or renewed their memberships before June 1, 2010, is \$25.  
*This price includes an AzCDL membership or an automatic renewal of current memberships!*

**Please compute the amount due in the table below:**

Reservations in Category #1 =			
Reservations in Category #2 =		X \$5 =	
Reservations in Category #3 =		X \$25 =	
Total Reservations =		Total Cost:	

\_\_\_\_\_ Check Enclosed                      or                      \_\_\_\_\_ I am paying by credit card:

Your Name as shown on Credit Card: \_\_\_\_\_

Billing Address on Credit Card: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Card #: \_\_\_\_\_

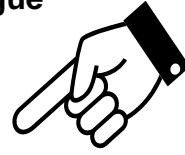
Expires (MM/YYYY) \_\_\_\_\_ / \_\_\_\_\_ Your Signature: \_\_\_\_\_

**Mail this completed form with payment to:**

**AzCDL membership  
P.O. Box 86256  
Tucson, AZ 85754-6256**



**Arizona Citizens Defense League**  
Annual Meeting of Members  
**Reservation Form**



**FREE Membership!**

Each \$25 annual meeting reservation includes a FREE AzCDL Annual membership. Please provide the following membership information about *yourself* and each individual in your party who is either renewing their membership or joining for the first time.

***We respect the privacy of our members. Your personal information will be held in confidence. Our membership lists will not be sold or given to any person or organization!***



<b>Your Name</b> _____
<b>Address</b> _____
<b>City</b> _____
<b>State</b> _____ <b>ZIP</b> _____
<b>Telephone</b> (_____) _____
<b>Email</b> _____

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**Mail this completed form with payment to:**

**AzCDL membership  
P.O. Box 86256  
Tucson, AZ 85754-6256**