Second Regular Session Seventy-first General Assembly STATE OF COLORADO

INTRODUCED

LLS NO. 18-0201.01 Richard Sweetman x4333

SENATE BILL 18-097

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Senate Committees State, Veterans, & Military Affairs **House Committees**

A BILL FOR AN ACT

101	CONCERNING ALLOWING A LAW-ABIDING PERSON TO CARRY A
102	CONCEALED HANDGUN WITHOUT A PERMIT, AND, IN
103	CONNECTION THEREWITH, PRESERVING CURRENT LAWS
104	RESTRICTING THE CARRYING OF CONCEALED HANDGUNS ON
105	CERTAIN PROPERTY INCLUDING PUBLIC SCHOOLS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <u>http://leg.colorado.gov</u>.)

The bill allows a person who legally possesses a handgun under state and federal law to carry a concealed handgun in Colorado. A person

who carries a concealed handgun under the authority created in the bill has the same carrying rights and is subject to the same limitations that apply to a person who holds a permit to carry a concealed handgun under current law, including the prohibition on the carrying of a concealed handgun on the grounds of a public elementary, middle, junior high, or high school.

1	Be it enacted by the General Assembly of the State of Colorado:
2	SECTION 1. In Colorado Revised Statutes, 18-12-105, amend
3	(2) introductory portion and (2)(f); and add (2)(g) as follows:
4	18-12-105. Unlawfully carrying a concealed weapon - unlawful
5	possession of weapons. (2) It shall IS not be an offense if the defendant
6	was:
7	(f) A United States probation officer or a United States pretrial
8	services officer while on duty and serving in the state of Colorado under
9	the authority of rules and regulations promulgated by the judicial
10	conference of the United States; OR
11	(g) A PERSON WHO WAS AT LEAST TWENTY-ONE YEARS OF AGE
12	AND LEGALLY POSSESSED A HANDGUN UNDER THE LAWS OF THIS STATE
13	AND OF THE UNITED STATES AND THE WEAPON INVOLVED IN THE INCIDENT
14	WAS A HANDGUN. THE AUTHORITY TO CARRY A CONCEALED HANDGUN
15	PURSUANT TO THIS SUBSECTION $(2)(g)$ is equal in all respects to the
16	AUTHORITY GRANTED BY A PERMIT TO CARRY A CONCEALED HANDGUN AS
17	SPECIFIED IN SECTION 18-12-214. A PERSON WHO CARRIES A CONCEALED
18	HANDGUN PURSUANT TO THE PROVISIONS OF THIS SUBSECTION $(2)(g)$ has
19	THE SAME RIGHTS AND IS SUBJECT TO THE SAME LIMITATIONS SPECIFIED IN
20	SECTION 18-12-214 AS APPLY TO A PERSON WHO HOLDS A PERMIT TO
21	CARRY A CONCEALED HANDGUN.
22	SECTION 2. In Colorado Revised Statutes, 18-12-105.5, amend

1 (3) introductory portion and (3)(h); and **add** (3)(i) as follows:

18-12-105.5. Unlawfully carrying a weapon - unlawful
possession of weapons - school, college, or university grounds. (3) It
shall IS not be an offense under this section if:

5 (h) The person has possession of the weapon for use in an 6 educational program approved by a school which program includes, but 7 shall not be limited to, any course designed for the repair or maintenance 8 of weapons; OR

9 (i) THE PERSON IS AT LEAST TWENTY-ONE YEARS OF AGE AND MAY 10 LEGALLY POSSESS A HANDGUN UNDER THE LAWS OF THIS STATE AND OF 11 THE UNITED STATES AND THE WEAPON INVOLVED IN THE INCIDENT WAS 12 A HANDGUN. THE AUTHORITY TO CARRY A CONCEALED HANDGUN 13 PURSUANT TO THIS SUBSECTION (3)(i) IS EQUAL IN ALL RESPECTS TO THE 14 AUTHORITY GRANTED BY A PERMIT TO CARRY A CONCEALED HANDGUN AS 15 SPECIFIED IN SECTION 18-12-214. A PERSON WHO CARRIES A CONCEALED 16 HANDGUN PURSUANT TO THE PROVISIONS OF THIS SUBSECTION (3)(i) HAS 17 THE SAME RIGHTS AND IS SUBJECT TO THE SAME LIMITATIONS SPECIFIED IN 18 SECTION 18-12-214 AS APPLY TO A PERSON WHO HOLDS A PERMIT TO 19 CARRY A CONCEALED HANDGUN.

20 SECTION 3. Effective date - applicability. This act takes effect
 21 upon passage and applies to offenses committed on or after said date.

SECTION 4. Safety clause. The general assembly hereby finds,
 determines, and declares that this act is necessary for the immediate
 preservation of the public peace, health, and safety.

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