

Andrew Stoddard proposes the following substitute bill:

1 **Dangerous Weapons on Campus Amendments**

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Andrew Stoddard

Senate Sponsor:

2 **LONG TITLE**

3 **General Description:**

4 This bill amends provisions related to dangerous weapons at certain campuses.

5 **Highlighted Provisions:**

6 This bill:

7 ▶ clarifies that an individual who has a concealed carry permit may not open carry a
8 dangerous weapon on the grounds of a daycare, a public or private elementary school or
9 secondary school, or an institution of higher education unless the individual is lawfully
10 responding to an active threat;
11 ▶ contains a coordination clause to coordinate technical changes between this bill and H.B.
12 84, Higher Education Dangerous Weapon Amendments; and
13 ▶ makes technical and conforming changes.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 This bill provides a coordination clause.

18 **Utah Code Sections Affected:**

19 **AMENDS:**

20 **53-5a-102.2**, as enacted by Laws of Utah 2025, Chapter 208

21 **76-11-205**, as renumbered and amended by Laws of Utah 2025, Chapters 173, 208

22 **76-11-205.5**, as enacted by Laws of Utah 2025, Chapter 208

23 **76-11-206**, as enacted by Laws of Utah 2025, Chapter 208

24 **Utah Code Sections affected by Coordination Clause:**

25 **53-5a-102.2 (05/06/26)**, as enacted by Laws of Utah 2025, Chapter 208

26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **53-5a-102.2** is amended to read:

30 **53-5a-102.2 . Open and concealed carry of a firearm outside of an individual's**
31 **residence.**

32 (1) To effectuate the Second Amendment to the United States Constitution and Utah
33 Constitution, Article I, Section 6, that prohibit the infringement of the right of the people
34 of Utah to keep and bear arms for security and defense of self, family, others, property,
35 or the state, as well as for other lawful purposes, and consistent with the Legislature's
36 ability to define the lawful use of arms:

37 (a) subject to Subsections (2)(a) and (b), an individual 18 years old or older but younger
38 than 21 years old without a provisional carry permit issued under Section 53-5a-305
39 may only carry in an open manner:

40 (i) an unloaded rifle, shotgun, or muzzle-loading rifle in a vehicle in which the
41 individual is lawfully present;

42 (ii) an unloaded or loaded handgun in a vehicle in which the individual is lawfully
43 present; and

44 (iii) an unloaded firearm that the individual may otherwise lawfully carry, on a public
45 street;

46 (b) subject to Subsections (2)(a) and (b), an individual 21 years old or older may open or
47 conceal carry, without a conceal carry permit:

48 (i) an unloaded or loaded firearm:

49 (A) on a public street; or

50 (B) in any other place not prohibited by, or pursuant to, state statute or federal law;

51 (ii) an unloaded or loaded handgun in a vehicle in which the individual is lawfully
52 present; and

53 (iii) an unloaded rifle, shotgun, or muzzle-loading rifle in a vehicle in which the
54 individual is lawfully present; and

55 (c) subject to Subsections (2)(c) and (d), an individual 18 years old or older with a
56 concealed carry permit issued under Section 53-5a-303, a temporary concealed carry
57 permit issued under Section 53-5a-304, a provisional concealed carry permit issued
58 under Section 53-5a-305, or a concealed carry permit lawfully issued by or in another
59 state, may open or conceal carry a loaded or unloaded firearm:

60 (i) in a vehicle in which the individual is lawfully present;

61 (ii) on a public street; or

62 (iii) in any other place not prohibited by, or pursuant to, state statute or federal law.

63 (2)(a) An individual openly carrying a firearm under Subsection (1)(a) or (b) without a

64 concealed carry permit may not carry the firearm:

65 (i) in a secure area established in accordance with Section 76-8-311.1 in which
66 dangerous weapons are prohibited and notice of the prohibition is posted;
67 (ii) on or about the premises of a public or private elementary school or secondary
68 school as described in Section 76-11-205;
69 (iii) on or about the premises of an institution of higher education as described in
70 Section 76-11-205.5;
71 (iv) on or about the premises of a daycare as described in Section 76-11-206;
72 (v) in an airport secure area as described in Section 76-11-218;
73 (vi) in a house of worship or in any private residence where dangerous weapons are
74 prohibited as described in Section 76-11-219; or
75 (vii) in any other place prohibited by, or pursuant to, another state statute or federal
76 law.

77 (b) An individual 21 years old or older concealing a firearm without a concealed carry
78 permit under Subsection (1)(b) may not carry the firearm:

79 (i) in a secure area established in accordance with Section 76-8-311.1 in which
80 dangerous weapons are prohibited and notice of the prohibition is posted;
81 (ii) on or about the school premises of a public or private elementary school or
82 secondary school as described in Section 76-11-205;
83 (iii) on or about the premises of an institution of higher education as described in
84 Section 76-11-205.5;
85 (iv) on or about a daycare premises as described in Section 76-11-206;
86 (v) in an airport secure area as described in Section 76-11-218;
87 (vi) in a house of worship or in any private residence where dangerous weapons are
88 prohibited as described in Section 76-11-219; or
89 (vii) in any other place prohibited by, or pursuant to, another state statute or federal
90 law.

91 (c) Subject to Subsection (2)(d), an individual with a concealed carry permit under
92 Subsection (1)(c) may not:
93 (i) carry the firearm in any manner:

94 [(i)] (A) in a secure area established in accordance with Section 76-8-311.1 in
95 which dangerous weapons are prohibited and notice of the prohibition posted;
96 [(ii)] (B) in an airport secure area as described in Section 76-11-218;
97 [(iii)] (C) in a house of worship or in any private residence where dangerous

weapons are prohibited as described in Section 76-11-219; or

[**(iv)**] **(D)** in any other place prohibited by, or pursuant to, another state statute or federal law[.] ; or

(ii) openly carry the firearm, unless lawfully responding to an active threat in accordance with Section 76-2-402, 76-2-405, or 76-2-407:

(A) on or about the premises of a public or private elementary school or secondary school as described in Section 76-11-205;

(B) on or about the premises of an institution of higher education as described in Section 76-11-205.5; or

(C) on or about the premises of a daycare as described in Section 76-11-206.

(d) In addition to the [locations] restrictions described in Subsection (2)(c):

- (i) an individual 18 years old but younger than 21 years old with a provisional concealed carry permit under Section 53-5a-304 may not carry the firearm in any manner on or about the premises of a public or private elementary school or secondary school as described in Section 76-11-205; and

(ii) an individual concealing a firearm only with a concealed carry permit lawfully issued by or in another state may not carry the firearm in any manner:

(A) on or about the premises of a public or private elementary school or secondary school as described in Section 76-11-205;

(B) on or about the premises of an institution of higher education as described in Section 76-11-205.5; or

(C) on or about the premises of a daycare as described in Section 76-11-206.

(3) This section does not prohibit:

(a) the owner or lawful possessor of a vehicle from prohibiting another individual from carrying a firearm in the owner or lawful possessor's vehicle; or

(b) except as provided in Section 53-5a-102.3, the owner or lawful lessee of private real property from prohibiting another individual from possessing a firearm on the property.

(4) An individual is lawfully present in a vehicle while carrying a firearm under this section if:

(a) the vehicle is in the lawful possession of the individual; or

(b) the individual has the consent of the person lawfully in possession of the vehicle to carry the firearm in the vehicle.

Section 2. Section **76-11-205** is amended to read:

132 **76-11-205 . Carrying a dangerous weapon at an elementary school or secondary**
133 **school.**

134 (1)(a) As used in this section, "on or about school premises" means:
135 (i) in a public or private elementary school or secondary school; or
136 (ii) on the grounds of a private elementary school or secondary school.
137 (b) Terms defined in Sections 76-1-101.5, 76-11-101, and 76-11-201 apply to this
138 section.
139 (2) An actor commits carrying a dangerous weapon at an elementary school or secondary
140 school if the actor:
141 (a) is not an individual listed in Subsection (4);
142 (b) carries a dangerous weapon on or about school premises; and
143 (c) knows or reasonably believes that the actor is on or about school premises at the time
144 the actor carries the dangerous weapon.
145 (3)(a) A violation of Subsection (2) is a class B misdemeanor if the dangerous weapon
146 carried by the actor is not a firearm.
147 (b) A violation of Subsection (2) is a class A misdemeanor if the dangerous weapon
148 carried by the actor is a firearm.
149 (4) This section does not apply if:
150 (a) the actor is an individual exempt from certain weapons laws as described in Section
151 53-5a-108;
152 (b) the actor is 21 years old or older and has a concealed carry permit as described in
153 Section 53-5a-303 and is carrying the actor's dangerous weapon in a concealed
154 manner unless lawfully responding to an active threat in accordance with Section
155 76-2-402, 76-2-405, or 76-2-407;
156 (c) the actor is 21 years old or older and has a temporary concealed carry permit issued
157 under Section 53-5a-305 and is carrying the actor's dangerous weapon in a concealed
158 manner unless lawfully responding to an active threat in accordance with Section
159 76-2-402, 76-2-405, or 76-2-407;
160 (d) the actor is carrying the dangerous weapon at the actor's place of residence or on the
161 actor's real property;
162 (e) the possession of the dangerous weapon is approved by the responsible school
163 administrator;
164 (f) the dangerous weapon is present or to be used in connection with a lawful, approved
165 activity and is in the possession or under the control of the actor responsible for the

166 dangerous weapon's possession or use;

167 (g) the actor is an armed school security guard as described in Section 53G-8-704; or

168 (h) the actor is carrying the dangerous weapon in a vehicle lawfully under the actor's

169 control, not including a vehicle owned by the school or used by the school to

170 transport students.

171 (5) This section does not:

172 (a) prohibit prosecution of another criminal offense that may occur on or about school

173 premises; or

174 (b) prevent an actor from securely storing a firearm on the grounds of a school if the

175 actor:

176 (i) participates in:

177 (A) the school guardian program created in Section 53-22-105; or

178 (B) the Educator-Protector Program created in Section 53-22-107; and

179 (ii) complies with the requirements for securely storing the firearm described in

180 Subsection 53-22-107(5)(a).

181 Section 3. Section **76-11-205.5** is amended to read:

182 **76-11-205.5 . Carrying a dangerous weapon at an institution of higher education.**

183 (1) As used in this section, "on or about school premises" means:

184 (a) in a public or private institution of higher education; or

185 (b) on the grounds of a public or private institution of higher education.

186 (2) An actor commits carrying a dangerous weapon at an institution of higher education if

187 the actor:

188 (a) is not an individual listed in Subsection (4);

189 (b) carries a dangerous weapon on or about school premises; and

190 (c) knows or reasonably believes that the actor is on or about school premises at the time

191 the actor carries the dangerous weapon.

192 (3)(a) A violation of Subsection (2) is a class B misdemeanor if the dangerous weapon

193 carried by the actor is not a firearm.

194 (b) A violation of Subsection (2) is a class A misdemeanor if the dangerous weapon

195 carried by the actor is a firearm.

196 (4) This section does not apply if:

197 (a) the actor is an individual exempt from certain weapons laws as described in Section

198 53-5a-108;

199 (b) the actor has a concealed carry permit as described in Section 53-5a-303 and is

200 carrying the actor's dangerous weapon in a concealed manner unless lawfully
201 responding to an active threat in accordance with Section 76-2-402, 76-2-405, or
202 76-2-407;

203 (c) the actor has a provisional concealed carry permit as described in Section 53-5a-304
204 and is carrying the actor's dangerous weapon in a concealed manner unless lawfully
205 responding to an active threat in accordance with Section 76-2-402, 76-2-405, or
206 76-2-407;

207 (d) the actor has a temporary concealed carry permit issued under Section 53-5a-305 and
208 is carrying the actor's dangerous weapon in a concealed manner unless lawfully
209 responding to an active threat in accordance with Section 76-2-402, 76-2-405, or
210 76-2-407;

211 (e) the actor is carrying the dangerous weapon at the actor's place of residence or on the
212 actor's real property;

213 (f) the possession of the dangerous weapon is approved by the responsible school
214 administrator;

215 (g) the dangerous weapon is present or to be used in connection with a lawful, approved
216 activity and is in the possession or under the control of the actor responsible for the
217 dangerous weapon's possession or use; or

218 (h) the actor is carrying the dangerous weapon in a vehicle lawfully under the actor's
219 control, not including a vehicle owned by the school or used by the school to
220 transport students.

221 (5) This section does not prohibit prosecution of another criminal offense that may occur on
222 or about school premises.

223 Section 4. Section **76-11-206** is amended to read:

224 **76-11-206 . Carrying a dangerous weapon at a daycare.**

225 (1)(a) As used in this section:

226 (i) "Daycare" means a preschool or child care center.

227 (ii) "On or about daycare premises" means:

228 (A) inside the building where a daycare is being held, if the entire building is
229 being used for the operation of the daycare; or

230 (B) if only a portion of a building is being used to operate a daycare, in the room
231 or rooms where the daycare operation is being held.

232 (b) Terms defined in Sections 76-1-101.5, 76-11-101, and 76-11-201 apply to this
233 section.

234 (2) An actor commits carrying a dangerous weapon at a daycare if the actor:

235 (a) is not an individual listed in Subsection (4);

236 (b) carries a dangerous weapon on or about daycare premises; and

237 (c) has reasonable cause to believe that the actor is on or about daycare premises at the

238 time the actor carried the dangerous weapon.

239 (3)(a) A violation of Subsection (2) is a class B misdemeanor if the dangerous weapon

240 carried by the actor is not a firearm.

241 (b) A violation of Subsection (2) is a class A misdemeanor if the dangerous weapon

242 carried by the actor is a firearm.

243 (4) This section does not apply if:

244 (a) the actor is an individual exempted from certain weapons laws as described in

245 Section 53-5a-108;

246 (b) the actor has a concealed carry permit as described in Section 53-5a-303 and is

247 carrying the actor's dangerous weapon in a concealed manner unless lawfully

248 responding to an active threat in accordance with Section 76-2-402, 76-2-405, or

249 76-2-407;

250 (c) the actor has a provisional concealed carry permit as described in Section 53-5a-304

251 and is carrying the actor's dangerous weapon in a concealed manner unless lawfully

252 responding to an active threat in accordance with Section 76-2-402, 76-2-405, or

253 76-2-407;

254 (d) the actor has a temporary concealed carry permit issued under Section 53-5a-305 and

255 is carrying the actor's dangerous weapon in a concealed manner unless lawfully

256 responding to an active threat in accordance with Section 76-2-402, 76-2-405, or

257 76-2-407;

258 (e) the actor is carrying the dangerous weapon at the actor's place of residence or on the

259 actor's real property;

260 (f) the actor's carrying of the dangerous weapon is approved by the responsible daycare

261 administrator;

262 (g) the dangerous weapon is present or to be used in connection with a lawful, approved

263 activity and is in the possession or under the control of the actor responsible for the

264 dangerous weapon's possession or use; or

265 (h) the actor is carrying the dangerous weapon in a vehicle lawfully under the actor's

266 control, not including a vehicle owned by the daycare or used by the daycare to

267 transport minors enrolled in the daycare.

268 (5) This section does not prohibit the prosecution of another criminal offense that may
269 occur on or about daycare premises.

270 **Section 5. Effective Date.**

271 This bill takes effect on May 6, 2026.

272 **Section 6. Coordinating H.B. 180 with H.B. 84.**

273 If H.B. 180, Dangerous Weapons on Campus Amendments, and H.B. 84, Higher
274 Education Dangerous Weapon Amendments, both pass and become law, the Legislature
275 intends that, on May 6, 2026, Subsection 53-5a-102.2(2)(c)(ii), enacted in H.B. 180, be
276 amended to read:

277 "(ii) openly carry the firearm, unless lawfully responding to an active threat in
278 accordance with Section 76-2-402, 76-2-405, or 76-2-407:

279 (A) on or about the premises of a public or private elementary school or secondary
280 school as described in Section 76-11-205; or

281 (B) on or about the premises of a daycare as described in Section 76-11-206.".