

**First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 11-0175.01 Richard Sweetman

HOUSE BILL 11-1205

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A BILL FOR AN ACT

101 **CONCERNING THE AUTHORITY OF A LAW-ABIDING PERSON TO CARRY**
102 **A CONCEALED HANDGUN WITHOUT A PERMIT.**

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 <http://www.leg.state.co.us/billsummaries>.)

The bill creates exceptions to the offenses of carrying a concealed weapon and unlawful possession of a weapon on school, college, or university grounds if the person may legally possess a handgun under the laws of Colorado and of the United States. A person who carries a concealed handgun under the exception has the same carrying rights and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

HOUSE
Amended 2nd Reading
March 1, 2011

is subject to the same limitations as apply to a person who holds a permit to carry a concealed handgun.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 18-12-105 (2) (f), Colorado Revised Statutes, is
3 amended, and the said 18-12-105 (2) is further amended BY THE
4 ADDITION OF A NEW PARAGRAPH, to read:

5 **18-12-105. Unlawfully carrying a concealed weapon - unlawful**
6 **possession of weapons.** (2) It shall not be an offense if the defendant
7 was:

8 (f) A United States probation officer or a United States pretrial
9 services officer while on duty and serving in the state of Colorado under
10 the authority of rules and regulations promulgated by the judicial
11 conference of the United States; OR

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

23 **SECTION 2.** 18-12-105.5 (3) (h), Colorado Revised Statutes, is
24 amended, and the said 18-12-105.5 (3) is further amended BY THE
25 ADDITION OF A NEW PARAGRAPH, to read:

1 **18-12-105.5. Unlawfully carrying a weapon - unlawful**
2 **possession of weapons - school, college, or university grounds.** (3) It
3 shall not be an offense under this section if:

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

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

19 **SECTION 3. Effective date - applicability.** This act shall take
20 effect upon passage and shall apply to offenses committed on or after said
21 date.

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