

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 11-0175.01 Richard Sweetman

HOUSE BILL 11-1205

HOUSE SPONSORSHIP

Holbert, Sonnenberg, Acree, Balmer, Barker, Baumgardner, Becker, Bradford, Brown, Conti, DelGrosso, Joshi, Kerr J., Liston, Looper, Massey, McKinley, McNulty, Murray, Nikkel, Priola, Scott, Stephens, Summers, Swerdfeger, Vaad, Waller

SENATE SPONSORSHIP

Brophy, Grantham, Renfroe, Harvey, Cadman, Lambert, Lundberg, Kopp, Mitchell, King S., Roberts, Scheffel

House Committees
Judiciary

Senate Committees

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.*

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.