

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0419.01 Richard Sweetman x4333

SENATE BILL 12-025

SENATE SPONSORSHIP

Neville, Grantham, Harvey, Lambert, Lundberg, Renfroe

HOUSE SPONSORSHIP

Baumgardner,

Senate Committees

State, Veterans & Military Affairs

House 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 legally possesses a handgun under the laws of Colorado and of the United States. A person who carries a concealed handgun under one of the exceptions has the same carrying

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.

rights and is subject to the same limitations that 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.** In Colorado Revised Statutes, 18-12-105, **amend**
3 (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 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 AND
12 LEGALLY POSSESSED A HANDGUN UNDER THE LAWS OF THIS STATE AND OF
13 THE UNITED STATES AND THE WEAPON INVOLVED IN THE INCIDENT WAS
14 A HANDGUN. THE AUTHORITY TO CARRY A CONCEALED HANDGUN
15 PURSUANT TO THE PROVISIONS OF THIS PARAGRAPH (g) IS EQUAL IN ALL
16 RESPECTS TO THE AUTHORITY GRANTED BY A PERMIT TO CARRY A
17 CONCEALED HANDGUN AS SPECIFIED IN SECTION 18-12-214. A PERSON
18 WHO CARRIES A CONCEALED HANDGUN PURSUANT TO THE PROVISIONS OF
19 THIS PARAGRAPH (g) HAS THE SAME RIGHTS AND IS SUBJECT TO THE SAME
20 LIMITATIONS SPECIFIED IN SECTION 18-12-214 WAS APPLY TO A PERSON
21 WHO HOLDS A PERMIT TO CARRY A CONCEALED HANDGUN.

22 **SECTION 2.** In Colorado Revised Statutes, 18-12-105.5, **amend**
23 (3) (h); and **add** (3) (i) as follows:

24 **18-12-105.5. Unlawfully carrying a weapon - unlawful**
25 **possession of weapons - school, college, or university grounds.** (3) It

1 shall not be an offense under this section if:

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

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

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

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