

Second Regular Session

Sixty-second General Assembly

LLS NO. R00-1004.01 Charley Pike

STATE OF COLORADO

BY REPRESENTATIVES Clapp, Alexander, Dean, Fairbank, George, Hefley, Lawrence, Lee, McKay, Nunez, Paschall, Spence, Stengel, and Young;
also SENATOR Musgrave.

HOUSE JOINT RESOLUTION 00-1008

101 CONCERNING A JOINT RULE REGARDING AUTHORIZATION TO BRING A
102 FIREARM OR ANY OTHER DANGEROUS DEVICE INTO AREAS USED OR
103 OCCUPIED BY THE GENERAL ASSEMBLY.

1 *Be It Resolved by the House of Representatives of the Sixty-second*
2 *General Assembly of the State of Colorado, the Senate concurring*
3 *herein:*

4 That the Joint Rules of the Senate and the House of
5 Representatives are amended BY THE ADDITION OF A NEW RULE
6 to read:

7 **41. AUTHORIZATION TO BRING FIREARMS**
8 **OR OTHER DANGEROUS DEVICES INTO CAPITOL.**

9 (a) NO PERSON, INCLUDING ANY MEMBER OF THE GENERAL ASSEMBLY,
10 SHALL BRING OR POSSESS A FIREARM OR ANY EXPLOSIVE OR
11 INCENDIARY DEVICE ON THE PROPERTY OF OR WITHIN ANY
12 BUILDING IN WHICH THE CHAMBERS, GALLERIES, OR OFFICES OF THE
13 GENERAL ASSEMBLY, OR EITHER HOUSE THEREOF, ARE LOCATED, OR
14 IN WHICH A LEGISLATIVE HEARING OR MEETING IS BEING OR IS TO
15 BE CONDUCTED, OR IN WHICH THE OFFICIAL OFFICE OF ANY
16 MEMBER, OFFICER, OR EMPLOYEE OF THE GENERAL ASSEMBLY IS
17 LOCATED UNLESS SUCH PERSON OBTAINS PRIOR WRITTEN
18 AUTHORIZATION IN ACCORDANCE WITH SUBSECTION (b) OF THIS
19 JOINT RULE AND COMPLIES WITH THE PROCEDURE SET OUT IN
20 SUBSECTION (c) OF THIS JOINT RULE.

21 (b) IF THE FIREARM OR DEVICE WILL BE BROUGHT INTO OR POSSESSED
22 IN ANY AREA WITHIN THE AUTHORITY OF THE SPEAKER OF THE
23 HOUSE, PRIOR WRITTEN AUTHORIZATION OF THE SPEAKER MUST BE
24 OBTAINED. IF THE FIREARM OR DEVICE WILL BE BROUGHT INTO OR
25 POSSESSED IN ANY AREA WITHIN THE AUTHORITY OF THE PRESIDENT

1 OF THE SENATE, PRIOR WRITTEN AUTHORIZATION OF THE
2 PRESIDENT MUST BE OBTAINED. IF THE FIREARM OR DEVICE WILL
3 BE BROUGHT INTO OR POSSESSED IN ANY AREA WITHIN THE JOINT
4 AUTHORITY OF THE SPEAKER OF THE HOUSE OR THE PRESIDENT OF
5 THE SENATE, PRIOR WRITTEN AUTHORIZATION OF BOTH THE
6 SPEAKER AND THE PRESIDENT MUST BE OBTAINED. THE PERSON
7 MAKING A REQUEST FOR SUCH AUTHORIZATION SHALL PROVIDE A
8 DESCRIPTION OF THE FIREARM OR DEVICE, SHALL SPECIFY THE DATE
9 AND PLACES WHERE THE PERSON PROPOSES TO BRING IT OR POSSESS
10 IT, AND SHALL SPECIFY THE PURPOSE FOR BRINGING IT INTO OR
11 POSSESSING IT IN SUCH AREA.

12 (c) THE FOLLOWING PROCEDURES SHALL BE FOLLOWED WHEN ANY
13 PERSON BRINGS OR POSSESSES A FIREARM OR EXPLOSIVE OR
14 INCENDIARY DEVICE IN ANY AREA DESCRIBED IN SUBSECTION (a) OF
15 THIS JOINT RULE:

16 (1) PRIOR TO THE TIME THAT THE FIREARM OR DEVICE IS TO BE
17 BROUGHT INTO OR POSSESSED IN ANY SUCH AREA, THE
18 PERSON SHALL PROVIDE A COPY OF THE SIGNED
19 AUTHORIZATION TO A MEMBER OF THE STATE PATROL
20 ASSIGNED TO THE SECURITY DETAIL FOR THE CAPITOL
21 BUILDING.

22 (2) IF THE FIREARM OR DEVICE IS TO BE BROUGHT INTO OR
23 POSSESSED IN A COMMITTEE HEARING, THE PERSON SHALL
24 GIVE PRIOR NOTICE TO THE COMMITTEE CHAIRMAN AND
25 PROVIDE THE CHAIRMAN WITH A COPY OF THE SIGNED
26 AUTHORIZATION.

27 (3) THE PERSON SHALL REPORT TO A MEMBER OF THE STATE
28 PATROL ASSIGNED TO THE SECURITY DETAIL FOR THE
29 CAPITOL BUILDING IMMEDIATELY UPON ENTERING ANY SUCH
30 AREA AND PROVIDE THE FIREARM OR DEVICE TO THE STATE
31 PATROL FOR INSPECTION. THE STATE PATROL SHALL ASSURE
32 THAT THE FIREARM OR DEVICE IS SAFE. ANY FIREARM
33 SHALL BE UNLOADED, THE BOLT SHALL BE OPEN, AND THE
34 SAFETY ENGAGED.

35 (4) A MEMBER OF THE STATE PATROL SHALL ACCOMPANY THE
36 PERSON FOR THE ENTIRE TIME THAT HE OR SHE HAS THE
37 FIREARM OR DEVICE IN HIS OR HER POSSESSION WITHIN ANY
38 SUCH AREA. DURING ANY TIME THAT THE PERSON DOES NOT
39 HAVE THE FIREARM OR DEVICE IN HIS OR HER PERSONAL
40 POSSESSION, IT SHALL BE LEFT WITH THE STATE PATROL FOR
41 SAFEKEEPING. IT SHALL BE RETURNED TO THE PERSON
42 WHEN THE PURPOSE FOR BRINGING IT INTO SUCH AREA HAS
43 BEEN MET AND THE PERSON WISHES TO REMOVE IT.

44 (d) THIS JOINT RULE SHALL NOT APPLY TO A FIREARM IN THE
45 POSSESSION OF THE FOLLOWING:

- 1 (1) A PERSON WHO, PRIOR TO THE TIME OF CARRYING A
2 CONCEALED WEAPON, HAS BEEN ISSUED A WRITTEN PERMIT
3 PURSUANT TO SECTION 18-12-105.1, COLORADO REVISED
4 STATUTES, TO CARRY THE WEAPON BY THE CHIEF OF POLICE
5 OF A CITY OR CITY AND COUNTY, OR THE SHERIFF OF A
6 COUNTY; OR

- 7 (2) A PEACE OFFICER, LEVEL I OR LEVEL IA, AS DEFINED IN
8 SECTION 18-1-901 (3) (I) (I) OR (3) (I) (II), COLORADO
9 REVISED STATUTES; OR

- 10 (3) A PEACE OFFICER, LEVEL II, AS DEFINED IN SECTION
11 18-1-901 (3) (I) (III), COLORADO REVISED STATUTES,
12 WHILE ON DUTY; OR

- 13 (4) A UNITED STATES PROBATION OFFICER OR A UNITED
14 STATES PRETRIAL SERVICES OFFICER WHILE ON DUTY AND
15 SERVING IN THE STATE OF COLORADO UNDER THE
16 AUTHORITY OF RULES AND REGULATIONS PROMULGATED BY
17 THE JUDICIAL CONFERENCE OF THE UNITED STATES.