

**Second Regular Session
Seventieth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 16-0024.01 Richard Sweetman x4333

HOUSE BILL 16-1204

HOUSE SPONSORSHIP

Neville P., Humphrey, Ransom, Van Winkle, Leonard, Nordberg, Becker J., Saine, Joshi, Everett, Klingenschmitt, Lundeen, Navarro, Wilson, Carver, Brown, Buck, Sias, Windholz

SENATE SPONSORSHIP

Neville T., Lambert, Marble, Baumgardner, Grantham, Holbert

House Committees

State, Veterans, & Military Affairs

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING PERMITTING THE CARRYING OF CONCEALED HANDGUNS**
102 **ON PUBLIC ELEMENTARY AND SECONDARY SCHOOL PROPERTIES.**

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>.)

With certain exceptions, current law limits the authority of a person who holds a valid permit to carry a concealed handgun by prohibiting permit holders from carrying a concealed handgun on public elementary, middle, junior high, and high school grounds. The bill removes this limitation.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-12-214, **repeal** (3)
3 as follows:

4 **18-12-214. Authority granted by permit - carrying**
5 **restrictions.** (3) ~~A permit issued pursuant to this part 2 does not~~
6 ~~authorize a person to carry a concealed handgun onto the real property,~~
7 ~~or into any improvements erected thereon, of a public elementary, middle,~~
8 ~~junior high, or high school; except that:~~

9 (a) ~~A permittee may have a handgun on the real property of the~~
10 ~~public school so long as the handgun remains in his or her vehicle and, if~~
11 ~~the permittee is not in the vehicle, the handgun is in a compartment within~~
12 ~~the vehicle and the vehicle is locked;~~

13 (b) ~~A permittee who is employed or retained by contract by a~~
14 ~~school district or charter school as a school security officer may carry a~~
15 ~~concealed handgun onto the real property, or into any improvement~~
16 ~~erected thereon, of a public elementary, middle, junior high, or high~~
17 ~~school while the permittee is on duty;~~

18 (c) ~~A permittee may carry a concealed handgun on undeveloped~~
19 ~~real property owned by a school district that is used for hunting or other~~
20 ~~shooting sports.~~

21 **SECTION 2.** In Colorado Revised Statutes, 18-12-105.5, **amend**
22 (3) (d.5); and **repeal** (3) (d) as follows:

23 **18-12-105.5. Unlawfully carrying a weapon - unlawful**
24 **possession of weapons - school, college, or university grounds.** (3) It
25 shall not be an offense under this section if:

26 (d) ~~The person, at the time of carrying a concealed weapon, held~~

1 ~~a valid written permit to carry a concealed weapon issued pursuant to~~
2 ~~section 18-12-105.1, as said section existed prior to its repeal; except that~~
3 ~~it shall be an offense under this section if the person was carrying a~~
4 ~~concealed handgun in violation of the provisions of section 18-12-214~~
5 ~~(3); or~~

6 (d.5) The weapon involved was a handgun and the person held a
7 valid permit to carry a concealed handgun or a temporary emergency
8 permit issued pursuant to part 2 of this article; ~~except that it shall be an~~
9 ~~offense under this section if the person was carrying a concealed handgun~~
10 ~~in violation of the provisions of section 18-12-214 (3); or~~

11 **SECTION 3. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, and safety.