

**First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**REENGROSSED**

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

LLS NO. 17-0254.01 Richard Sweetman x4333

**SENATE BILL 17-116**

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**Senate Committees**

State, Veterans, & Military Affairs  
Finance  
Appropriations

**House Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING ALLOWING A LAW-ABIDING PERSON TO CARRY A**  
102              **CONCEALED HANDGUN WITHOUT A PERMIT, AND, IN**  
103              **CONNECTION THEREWITH, PRESERVING CURRENT LAWS**  
104              **RESTRICTING THE CARRYING OF CONCEALED HANDGUNS ON**  
105              **CERTAIN PROPERTY INCLUDING PUBLIC SCHOOLS AND REDUCING**  
106              **AN APPROPRIATION.**

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**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://leg.colorado.gov/>.)*

The bill allows a person who legally possesses a handgun under

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.*

SENATE  
3rd Reading Unamended  
March 23, 2017

SENATE  
Amended 2nd Reading  
March 21, 2017

state and federal law to carry a concealed handgun in Colorado. A person who carries a concealed handgun under the authority created in the bill has the same carrying rights and is subject to the same limitations that apply to a person who holds a permit to carry a concealed handgun under current law, including the prohibition on the carrying of a concealed handgun on the grounds of a public elementary, middle, junior high, or high school.

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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  
12 AND LEGALLY POSSESSED A HANDGUN UNDER THE LAWS OF THIS STATE  
13 AND OF THE UNITED STATES AND THE WEAPON INVOLVED IN THE INCIDENT  
14 WAS A HANDGUN. THE AUTHORITY TO CARRY A CONCEALED HANDGUN  
15 PURSUANT TO THE PROVISIONS OF THIS SUBSECTION (2)(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 SUBSECTION (2)(g) HAS THE SAME RIGHTS AND IS SUBJECT TO THE  
20 SAME LIMITATIONS SPECIFIED IN SECTION 18-12-214 AS APPLY TO A  
21 PERSON WHO HOLDS A PERMIT TO CARRY A CONCEALED HANDGUN.

22 **SECTION 2.** In Colorado Revised Statutes, 18-12-105.5, **amend**

1 (3)(h); and **add** (3)(i) as follows:

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

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

9 (i) THE PERSON IS AT LEAST TWENTY-ONE YEARS OF AGE AND MAY  
10 LEGALLY POSSESS A HANDGUN UNDER THE LAWS OF THIS STATE AND OF  
11 THE UNITED STATES AND THE WEAPON INVOLVED IN THE INCIDENT WAS  
12 A HANDGUN. THE AUTHORITY TO CARRY A CONCEALED HANDGUN  
13 PURSUANT TO THE PROVISIONS OF THIS SUBSECTION (3)(i) IS EQUAL IN ALL  
14 RESPECTS TO THE AUTHORITY GRANTED BY A PERMIT TO CARRY A  
15 CONCEALED HANDGUN AS SPECIFIED IN SECTION 18-12-214. A PERSON  
16 WHO CARRIES A CONCEALED HANDGUN PURSUANT TO THE PROVISIONS OF  
17 THIS SUBSECTION (3)(i) HAS THE SAME RIGHTS AND IS SUBJECT TO THE  
18 SAME LIMITATIONS SPECIFIED IN SECTION 18-12-214 AS APPLY TO A  
19 PERSON WHO HOLDS A PERMIT TO CARRY A CONCEALED HANDGUN.

20 **SECTION 3. Appropriation - adjustments to 2017 long bill.**

21 (1) To implement this act, appropriations made in the annual general  
22 appropriation act for the 2017-18 state fiscal year to the department of  
23 public safety for use by the Colorado bureau of investigation are adjusted  
24 as follows:

25 (a) The cash funds appropriation from the Colorado bureau of  
26 investigation identification unit fund created in section 24-33.5-426,  
27 C.R.S., for personal services in the Colorado crime information center.

1 criminal history record checks is decreased by \$52,816, and the related  
2 FTE is decreased by 0.9 FTE;

3 (b) The cash funds appropriation from the Colorado bureau of  
4 investigation identification unit fund created in section 24-33.5-426,  
5 C.R.S., for operating expenses in the Colorado crime information center,  
6 criminal history record checks is decreased by \$124,025;

7 (c) The cash funds appropriation from the instant criminal  
8 background check cash fund created in section 24-33.5-424 (3.5)(b),  
9 C.R.S., for personal services in the state point of contact - national instant  
10 criminal background check program is decreased by \$51,677, and the  
11 related FTE is decreased by 1.1 FTE; and

12 (d) The cash funds appropriation from the instant criminal  
13 background check cash fund created in section 24-33.5-424 (3.5)(b),  
14 C.R.S., for operating expense in the state point of contact - national  
15 instant criminal background check program is decreased by \$950.

16 **SECTION 4. Effective date - applicability.** This act takes effect  
17 upon passage and applies to offenses committed on or after said date.

18 **SECTION 5. Safety clause.** The general assembly hereby finds,  
19 determines, and declares that this act is necessary for the immediate  
20 preservation of the public peace, health, and safety.