

First Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 21-0565.01 Conrad Imel x2313

HOUSE BILL 21-1038

HOUSE SPONSORSHIP

Neville,

SENATE SPONSORSHIP

(None),

House Committees

State, Civic, Military and Veterans Affairs

Senate Committees

A BILL FOR AN ACT

101 CONCERNING ALLOWING CONCEALED HANDGUN PERMIT HOLDERS TO
102 CARRY CONCEALED HANDGUNS ON SCHOOL GROUNDS.

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>.)

With certain exceptions, current law prohibits a concealed carry permit holder from carrying a concealed handgun on public elementary, middle, junior high, or high school grounds. The bill removes this limitation.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers 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) introductory portion and (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~~ IS NOT an offense under this section if:

26 (d) ~~The person, at the time of carrying a concealed weapon, held~~
27 ~~a valid written permit to carry a concealed weapon issued pursuant to~~

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

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

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