

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0603.01 Richard Sweetman x4333

HOUSE BILL 12-1092

---

**HOUSE SPONSORSHIP**

**Priola**, McKinley, Holbert, Balmer, Barker, Baumgardner, DelGrosso, Kerr J., Liston, McNulty, Murray, Sonnenberg, Stephens, Swalm

**SENATE SPONSORSHIP**

**Brophy**,

---

**House Committees**  
Judiciary

**Senate 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 is at least twenty-one years of age and may legally possess a handgun under the laws of Colorado and of the United States. A person who carries a concealed handgun under the

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.*

exception has the same carrying rights and is subject to the same limitations as apply to a person who holds a permit to carry a concealed handgun, including but not limited to the existing limitations concerning the carrying of a concealed handgun on the real property, or in any improvements erected thereon, of a public elementary, middle, junior high, or high school.

---

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 IS AT LEAST TWENTY-ONE YEARS OF AGE AND  
12 MAY LEGALLY POSSESS A HANDGUN UNDER THE LAWS OF THIS STATE AND  
13 OF 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 AS APPLY TO A PERSON WHO  
21 HOLDS A PERMIT TO CARRY A CONCEALED HANDGUN, INCLUDING BUT NOT  
22 LIMITED TO THE LIMITATIONS IN SECTION 18-12-214 (3) CONCERNING THE

1 CARRYING OF A CONCEALED HANDGUN ON THE REAL PROPERTY, OR IN ANY  
2 IMPROVEMENTS ERECTED THEREON, OF A PUBLIC ELEMENTARY, MIDDLE,  
3 JUNIOR HIGH, OR HIGH SCHOOL.

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

6 **18-12-105.5. Unlawfully carrying a weapon - unlawful**  
7 **possession of weapons - school, college, or university grounds.** (3) It  
8 shall not be an offense under this section if:

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

13 (i) THE PERSON IS AT LEAST TWENTY-ONE YEARS OF AGE AND MAY  
14 LEGALLY POSSESS A HANDGUN UNDER THE LAWS OF THIS STATE AND OF  
15 THE UNITED STATES AND THE WEAPON INVOLVED IN THE INCIDENT WAS  
16 A HANDGUN. THE AUTHORITY TO CARRY A CONCEALED HANDGUN  
17 PURSUANT TO THE PROVISIONS OF THIS PARAGRAPH (i) IS EQUAL IN ALL  
18 RESPECTS TO THE AUTHORITY GRANTED BY A PERMIT TO CARRY A  
19 CONCEALED HANDGUN AS SPECIFIED IN SECTION 18-12-214. A PERSON  
20 WHO CARRIES A CONCEALED HANDGUN PURSUANT TO THE PROVISIONS OF  
21 THIS PARAGRAPH (i) HAS THE SAME RIGHTS AND IS SUBJECT TO THE SAME  
22 LIMITATIONS SPECIFIED IN SECTION 18-12-214 AS APPLY TO A PERSON WHO  
23 HOLDS A PERMIT TO CARRY A CONCEALED HANDGUN, INCLUDING BUT NOT  
24 LIMITED TO THE LIMITATIONS IN SECTION 18-12-214 (3) CONCERNING THE  
25 CARRYING OF A CONCEALED HANDGUN ON THE REAL PROPERTY, OR IN ANY  
26 IMPROVEMENTS ERECTED THEREON, OF A PUBLIC ELEMENTARY, MIDDLE,  
27 JUNIOR HIGH, OR HIGH SCHOOL.

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

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