



Proposed Legislation: Restricting Concealed Carry

City Attorney's Office
Prosecution and Code Enforcement

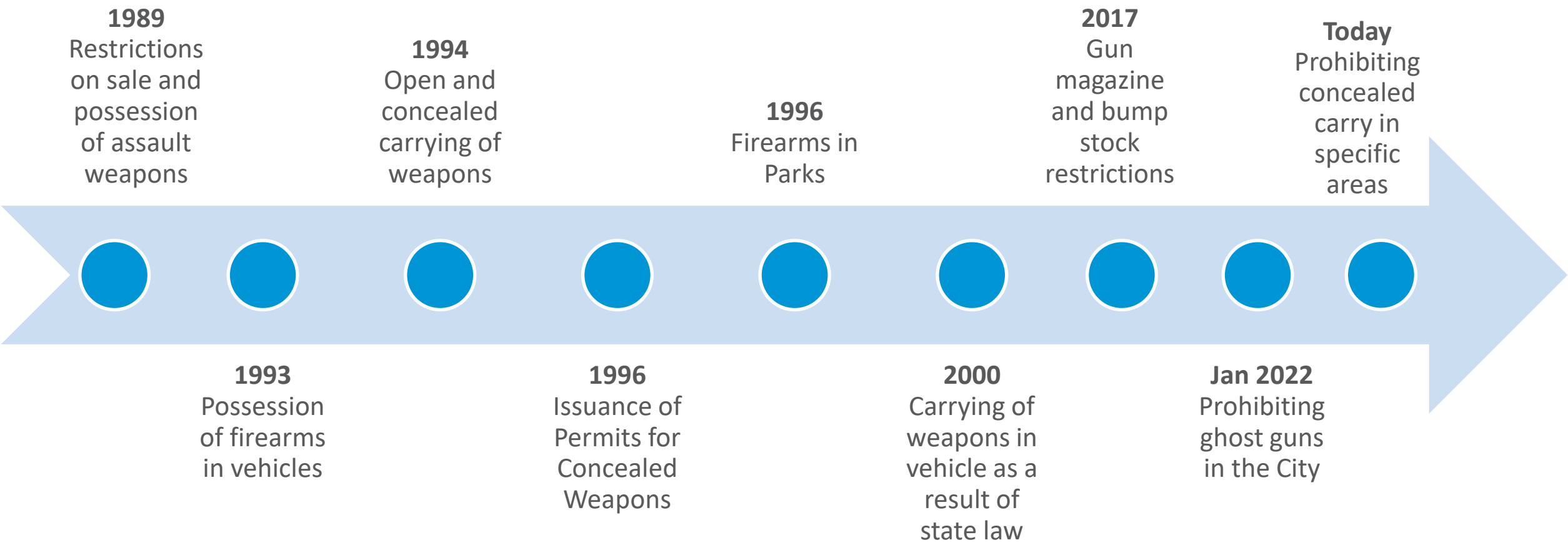
Safety, Housing, Education & Homelessness Committee
April 13, 2022

What is being proposed?

The proposed bill would **restrict concealed carry** in any **building or portion of a building** that is **owned** by the city, **leased by** the city, or **leased to** the city.

It would also restrict concealed carry in Denver **parks** and **park facilities**.

Major Firearms Policy Milestones in Denver



Why is this being proposed?

Restricting concealed carry in city facilities and parks is part of [Mayor Hancock's 2022 Public Safety Action Plan](#) ([video](#)).



City Attorney's Office:

1. Keeping ghost guns – privately made firearms with no serial numbers – out of Denver, following the City Council vote in January.
2. Developing and implementing a Conceal Carry Ban in city-owned facilities.
3. Expanding participation in CO-ACT partnership with Mental Health Center of Denver and Denver Health to provide intensive mandatory mental health treatment for criminal offenders who have been or are in the process of being placed under a mental health certification.
4. Ensuring the risk assessment tool used by pretrial in bond setting is working as intended.

How would this change Denver law?

Denver previously had a policy of prohibiting concealed carry in certain buildings or areas.

Subsequently, the state mandated that localities require metal detectors if they wanted to prohibit concealed carry within a building.

In 2021, the Colorado General Assembly passed SB21-256, entitled “Local Regulation of Firearms.”

The act declares that the regulation of firearms is a matter of state and local concern and permits local governments to enact laws that prohibit the carrying of concealed handguns in designated buildings or areas (even without metal detectors).

Denver Firearm Carrying Laws and Policies

No Exceptions for CCW Permit Holders

Unlawful to Carry an Assault Weapon
D.R.M.C. § 38-121(c)

Unlawful to Carry a Ghost Gun
D.R.M.C. § 38-117(b)

Unlawful to Openly Carry a Weapon
D.R.M.C. § 38-118(b)

Executive Order 112 prohibits the carrying of a firearm by a City employee at any City work location or City-sponsored event

Exceptions for CCW Permit Holders

Unlawful to Carry a Concealed Weapon
D.R.M.C. § 38-118(a)

Unlawful to Carry a Firearm within City Parks
D.R.M.C. § 39-9(a)

Who would be exempt?

Law enforcement officers and **military** personnel in the performance of their duties

Licensed security guards with firearms endorsements in the performance of their duties

Individuals carrying the firearm for use in a **legitimate sporting activity**, including shooting matches, target shooting, or trap or skeet shooting

Individuals with **valid authorization** while at DPD and DSD shooting ranges

Individuals who are lawfully **travelling** with a firearm

Penalties

- First offense: no more than \$50 fine, pursuant to state statute
- Second offense: up to \$999 fine and/or up to 300 days in jail



Stakeholder Outreach

Internal Agencies

- Denver Police Department and Sheriff's Department
- Finance
- General Services
- Department of Housing Stability (HOST)
- Parks and Recreation
- Real Estate

City Partners

- Cultural institutions
- Denver Public Library
- National Western
- Third parties who lease city-owned property

Community Organizations

- American Academy of Pediatrics
- Colorado Ceasefire
- Everytown for Gun Safety and Moms Demand Action

Frequently Asked Questions

How do I know if this affects my agency or organization?

- This prohibition applies to all buildings, portions of buildings, and parks owned by, leased by, and leased to the City. If your agency or organization utilizes or operates such a space, concealed carry is prohibited.

Does this apply to city employees, elected officials, and citizens with a concealed carry permit?

- Yes. Individuals who do not meet one of the listed exemptions are not permitted to carry a concealed firearm or other weapon in the designated spaces, even if they have a concealed carry permit.

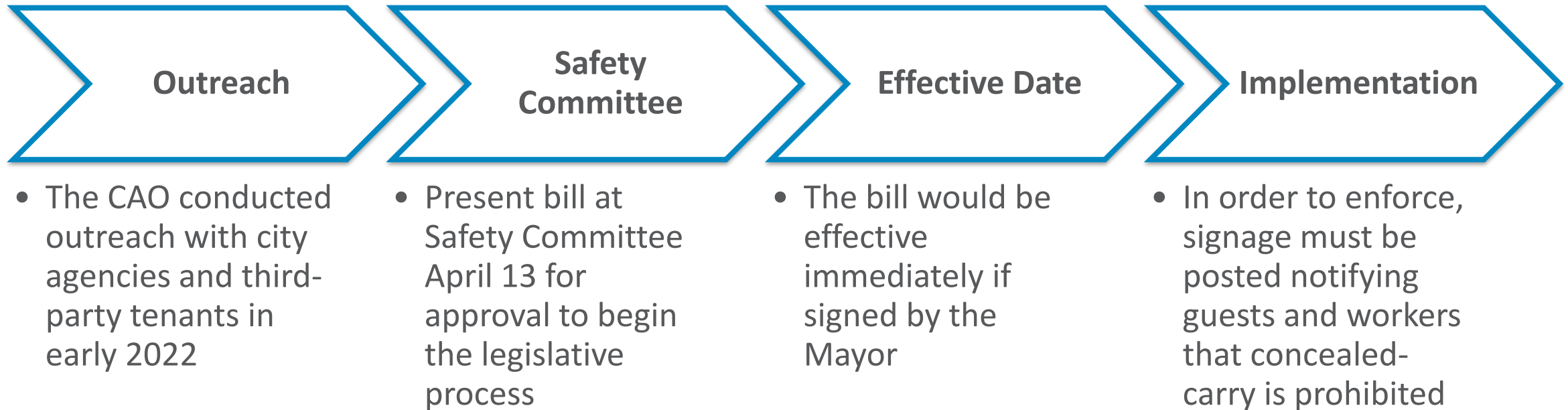
Are metal detectors required to enforce this law?

- No. Concealed carry is prohibited in the areas described in the bill even if there are no metal detectors in those areas.

How am I expected to enforce this when someone violates the ordinance?

- As with any other potential crime, supervisors and managers should report suspicious activity to Denver Police Department and/or any licensed security guards providing security services at the location and maintain situational awareness. Staff and volunteers are never expected to put themselves in harm's way or to confiscate weapons.

Timeline





Questions?