

Amendment to CB22-0401 regarding firearms on city-owned or leased buildings and city parks.

Councilmembers,

I move that Council Bill 22-0401 be amended in the following particulars:

1) On page 3, strike lines 13-33 and replace with:

“(a) It shall be unlawful for any person, other than authorized personnel, to possess, display, flourish, or discharge any firearm within any park, parkway, or mountain park ~~or other recreational facility~~.

(b) Except as provided in section 38-131, it shall be unlawful for any person to carry a firearm within any recreational facility that the city owns, leases, or is leased to the city.

~~(b)~~ It shall be unlawful for any person, other than authorized personnel, to possess, display, flourish, or use any weapon other than a firearm within any park, parkway, mountain park or other recreational facility.

~~(c)~~ It shall be unlawful for any person, other than authorized personnel, to hunt or kill wildlife or other animals within any park, parkway, mountain park or other recreational facility.

~~(d)~~ It shall not be an offense under subsection (a) of this section to possess a firearm within any park, parkway, or mountain park, ~~or other recreational facility~~ if:”; and

2) On page 4, strike lines 1-11.

Purpose of the Amendment

Explanation:

This amendment removes parks from the scope of this ordinance for several reasons:

First, there are major concerns about the ability to enforce in open space without profiling. Other cities have banned guns in city owned buildings because it is enforceable. Given the national and historical data about law enforcement's racial bias in relation to pre-textual interactions, removing parks from this ordinance would reduce potential for law enforcement to racially profile people and use unwarranted force on "suspected" violators of this ordinance.

Second, if parks are not removed from this ordinance, Open Space including mountain park parking lots could become targets for car break-ins when firearms are left in vehicles. The amount of stolen guns from cars is increasing and the current ordinance would encourage CCW carriers to leave guns in cars.