

? Approved for Filing: RHR ?

? 01-29-01 12:49 PM ?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

OLYMPIC VENUE SITES

2001 GENERAL SESSION

STATE OF UTAH

Sponsor: David Ure

This act modifies the State Olympic Public Safety Command Act. The act modifies the definition of Olympic Venues to include the State Capitol and the Salt Lake City and County Building for public safety purposes.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

53-12-301.1, as enacted by Chapter 366, Laws of Utah 1999

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53-12-301.1** is amended to read:

**53-12-301.1. Olympic venue secure areas -- Restrictions -- Rulemaking authority ---
Notice -- Responsibilities -- Liability.**

(1) For purposes of this section and Section 76-10-531, "Olympic venues" means:

(a) a specific location:

~~(a)~~ (i) that is secured by a perimeter and public access is controlled; and

~~(b)~~ (ii) where spectators view Olympic events; or

~~(c)~~ (iii) designated for media or official athlete housing not open to the general public[-];

(b) the State Capitol Building and surrounding grounds; and

(c) the Salt Lake City and County Building and surrounding grounds.

(2) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the Olympic law enforcement commander designated in Section 53-12-301 shall make rules:

(a) designating the locations of secure areas within Olympic venues where a firearm, ammunition, dangerous weapon, or explosive, chemical, or incendiary device is prohibited between January 25, 2002, and April 1, 2002;

(b) providing notice that a reasonable person would understand regarding:

28 (i) the locations of the Olympic venue secure areas where the items in Subsection (1)(a)
29 are prohibited;

30 (ii) the locations of public access entrances and exits to the Olympic venue secure areas;
31 [~~and~~]

32 (iii) the locations of secure weapons storage areas; and

33 (iv) the penalty for violating Section 76-10-531, restriction of dangerous weapons in
34 Olympic venue secure areas; and

35 (c) designating persons authorized to carry weapons into Olympic venues, including those
36 persons exempted by Subsection 76-10-523(1).

37 (3) The notice in Subsection (1)(b) shall include:

38 (a) written notice provided to a person at the time the person receives tickets to events at
39 Olympic venue secure areas; and

40 (b) at least one notice prominently displayed at each entrance to every Olympic venue
41 secure area in which a dangerous weapon or explosive is prohibited.

42 (4) The Olympic law enforcement commander:

43 (a) shall use reasonable means, which may include mechanical, electronic, x-ray, or any
44 other device to detect dangerous weapons or explosives concealed in or upon the person of any
45 individual attempting to enter an Olympic venue secure area;

46 (b) may provide secure weapons storage areas so that persons may store their weapons
47 prior to entering an Olympic venue secure area; and

48 (c) shall provide instructions to personnel operating an Olympic venue secure area that,
49 upon discovery of a firearm possessed by a person licensed to carry a concealed firearm, the
50 personnel may:

51 (i) require the person to deliver the firearm to a secure weapons storage area permitted by
52 Subsection (3)(b); or

53 (ii) require the person to exit the Olympic venue secure area.

54 (5) A cause of action may be maintained against the state for any injury where an
55 individual can establish by clear and convincing evidence that:

56 (a) if a person licensed to carry a concealed firearm had been able to access the concealed
57 firearm the injury would not have occurred to that individual or others; and

58 (b) the individual suffered damages as a consequence.

59 (6) Nothing in Subsection (5) modifies or amends Title 63, Chapter 30, Utah
60 Governmental Immunity Act.

Legislative Review Note
as of 1-26-01 3:49 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel