

Effective 5/7/2025

76-11-202 Unlawful carrying of a concealed firearm by an individual under 21 years old.

- (1) Terms defined in Sections 76-1-101.5, 76-11-101, and 76-11-201 apply to this section.
- (2) An actor commits unlawful carrying of a concealed firearm by an individual under 21 years old if:
 - (a) the actor is younger than 21 years old;
 - (b) the actor does not have a provisional concealed carry permit issued in accordance with Section 53-5a-304 or a concealed carry permit lawfully issued by or in another state;
 - (c) the actor conceals a firearm in a covered, hidden, or secreted manner that the public would not be aware of the firearm's presence;
 - (d) the firearm described in Subsection (2)(c) is readily accessible for immediate use by the actor; and
 - (e) the actor is in a location that is not:
 - (i) the actor's residence;
 - (ii) the actor's real property;
 - (iii) a vehicle that the actor is lawfully present in; or
 - (iv) a business under the actor's control.
- (3)
 - (a) Except as provided in Subsection (3)(b) or (3)(c), a violation of Subsection (2) is a class B misdemeanor.
 - (b) Except as provided in Subsection (3)(c), a violation of Subsection (2) is a class A misdemeanor if the firearm was loaded at the time of the violation.
 - (c) A violation of Subsection (2) is a second degree felony if the firearm was used in the commission of a violent felony and the actor was a party to the offense.
- (4) This section does not:
 - (a) apply to an individual who is categorized as a restricted person under Section 76-11-302 or 76-11-303 and may not possess a firearm in any manner or location and is subject to the penalties described in Part 3, Persons Restricted Regarding Dangerous Weapons;
 - (b) prohibit an individual engaged in the lawful taking of protected or unprotected wildlife as defined in Title 23A, Wildlife Resources Act, from carrying a concealed firearm while performing an act to take the wildlife if the taking of wildlife does not occur:
 - (i) within the limits of a municipality in violation of that municipality's ordinances; or
 - (ii) upon the highways of the state as defined in Section 41-6a-102;
 - (c) apply to an individual who is not a restricted person as described in Section 76-11-302 or 76-11-303 or 18 U.S.C. Sec. 922(g) and is issued a protective order under Subsection 78B-7-404(1)(b) or 78B-7-603(1)(b), for a period of 120 days after the day on which the individual is issued the protective order; or
 - (d) prohibit the owner or lawful possessor of a vehicle from prohibiting another individual from carrying a firearm in the owner's or lawful possessor's vehicle.
- (5) An actor is lawfully present in a vehicle while carrying a firearm under this section if:
 - (a) the vehicle is in the lawful possession of the actor; or
 - (b) the actor has the consent of the person lawfully in possession of the vehicle to carry the firearm in the vehicle.

Renumbered and Amended by Chapter 173, 2025 General Session
Renumbered and Amended by Chapter 208, 2025 General Session