

Effective 5/7/2025

76-8-311.2 Prohibited dangerous weapon or ammunition in a secure area.

- (1)
 - (a) As used in this section:
 - (i) "Correctional facility" means the same as that term is defined in Section 76-8-311.3.
 - (ii) "Dangerous weapon" means the same as that term is defined in Section 76-11-101.
 - (iii) "Firearm" means the same as that term is defined in Section 76-11-101.
 - (iv) "Higher education secure area" means a higher education secure area hearing room created under Section 76-8-311.1.
 - (v) "Law enforcement facility" means the same as that term is defined in Section 76-8-311.1.
 - (vi) "Secure area" means the same as that term is defined in Section 76-8-311.1.
 - (b) Terms defined in Sections 76-1-101.5 and 76-8-101 apply to this section.
- (2) An actor commits prohibited dangerous weapon or ammunition in a secure area if the actor knowingly or intentionally transports a firearm or other dangerous weapon or ammunition into:
 - (a) a correctional facility;
 - (b) a secure area created by the State Tax Commission;
 - (c) a secure area in a law enforcement facility or a mental health facility; or
 - (d) a higher education secure area.
- (3) Except as provided in Section 76-8-311.4, 76-8-311.6, or 76-8-311.7, a violation of Subsection (2) is a third degree felony.
- (4) It is a defense to a prosecution under this section that the actor acted in conformity with the facility's rule or policy established under Section 76-8-311.1.

Amended by Chapter 173, 2025 General Session

Amended by Chapter 208, 2025 General Session