

**STORAGE OF FIREARMS ON
FACILITIES WITH SECURE AREAS**

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: John E. Swallow

This act modifies provisions relating to firearms. The act requires that a courthouse or courtroom established as a secure area shall have a firearms storage area for lawfully carried firearms.

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

AMENDS:

78-7-6, as last amended by Chapter 97, Laws of Utah 1999

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

Section 1. Section **78-7-6** is amended to read:

78-7-6. Rules -- Right to make -- Limitation -- Security.

(1) Every court of record may make rules, not inconsistent with law, for its own government and the government of its officers; but such rules must neither impose any tax or charge upon any legal proceeding nor give any allowance to any officer for service.

(2) (a) The judicial council may provide, through the rules of judicial administration, for security in or about a courthouse or courtroom, or establish a secure area as prescribed in Section 76-8-311.1.

(b) (i) If the council establishes a secure area under Subsection (2)(a), it shall provide a secure firearms storage area on site so that persons with lawfully carried firearms may store them while they are in the secure area.

(ii) The entity operating the facility with the secure area shall be responsible for the firearms while they are stored in the storage area referred to in Subsection (2)(b)(i).

(iii) The entity may not charge a fee to individuals for storage of their firearms under Subsection (2)(b)(i).

(3) (a) Unless authorized by the rules of judicial administration, any person who knowingly or intentionally possesses a firearm, ammunition, or dangerous weapon within a secure

area established by the judicial council under this section is guilty of a third degree felony.

(b) Any person is guilty of violating Section 76-10-306 who transports, possesses, distributes, or sells an explosive, chemical, or incendiary device, as defined by Section 76-10-306, within a secure area, established by the Judicial Council under this section.