



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • WEST OFFICE BUILDING, SUITE W115
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February 21, 2006

Mr. President:

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends **S.B. 24**, WEAPONS AMENDMENTS, by Senator M. Madsen, be replaced and favorably recommends **3rd Sub. S.B. 24**, WEAPONS AMENDMENTS with the following amendments and intent language:

1. *Page 1, Lines 9 through 10:*

9 This bill modifies provisions of the Utah Criminal Code {~~dealing with the~~
~~possession~~
10 ~~and carrying of weapons~~} .

2. *Page 5, Lines 143 through 146:*

143 (b) a person without a valid concealed firearm permit who carries a concealed
144 dangerous weapon which is a firearm in a place other than the person's residence or
real property and {~~that~~} which contains no ammunition, {~~in a place other~~
~~than~~
145 ~~the person's residence or property,~~} is guilty of a class B misdemeanor, but if the
firearm
146 contains ammunition the person is guilty of a class A misdemeanor.

Bill Number



SB0024S03

Action Class



S

Action Code



SCRSUBAMD

3. *Page 6, Lines 162 through 164:*

- 162 (1) at [~~his~~] the person's place of residence, including any temporary residence or
163 camp[?]; or
164 (2) on the person's real property.

The committee adopted the following intent language:

The Legislature recognizes that 3rd Sub. S.B. 24, Weapons Amendments, is an amendment to the State's Criminal Code. Therefore, this bill does nothing to affect the existing civil relationship between private property owners and individuals, vis a vis a property owner's right to ban an individual from entering upon the owner's private property. Furthermore, the bill does nothing to limit or expand civil or criminal remedies -- including, but not limited to, breach of contract or trespass -- that a property owner might presently invoke against an individual under current statute and jurisprudence, who enters upon on a property owner's property in possession of a firearm, whether loaded or unloaded, when it is forbidden by the property owner.

Respectfully,

D. Chris Buttars
Committee Chair

Voting: 8-0-1

7 SB0024.SC1.WPD jdhove/JDH JLW/ALH 2/21/06 9:23 am