

FIREARM LAWS AMENDMENTS

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephen E. Sandstrom

Senate Sponsor: Margaret Dayton

Cosponsors:	Kerry W. Gibson	Paul Ray
Bradley M. Daw	Keith Grover	Ryan D. Wilcox
Craig A. Frank	Curtis Oda	Carl Wimmer

LONG TITLE

General Description:

This bill modifies Title 53, Chapter 5a, Firearm Laws, regarding the discharge of a firearm by a concealed firearm permit holder on private property.

Highlighted Provisions:

This bill:

- ▶ provides that a private property owner is not civilly or criminally liable for any harm or damages resulting from discharge of a firearm by a person who holds a concealed firearm permit while on the owner's property; and

- ▶ provides that the exemption from liability does not apply if the property owner solicits, requests, commands, encourages, or intentionally aids the permit holder in discharging the firearm while on the owner's property.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53-5a-103, Utah Code Annotated 1953

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

31 Section 1. Section **53-5a-103** is enacted to read:

32 **53-5a-103. Discharge of firearm on private property -- Liability.**

33 (1) Except as provided under Subsection (2), a private property owner, who knowingly
34 allows a person who has a permit to carry a concealed firearm under Section 53-5-704 to bring
35 the firearm onto the owner's property, is not civilly or criminally liable for any damage or harm
36 resulting from the discharge of the firearm by the permit holder while on the owner's property.

37 (2) Subsection (1) does not apply if the property owner solicits, requests, commands,
38 encourages, or intentionally aids the concealed firearm permit holder in discharging the firearm
39 while on the owner's property.