

FIREARM LAWS AMENDMENTS

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephen E. Sandstrom

Senate Sponsor: Margaret Dayton

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

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



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

29 **53-5a-103. Discharge of firearm on private property -- Liability.**

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

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

Legislative Review Note
as of 2-16-10 8:09 AM

Office of Legislative Research and General Counsel

H.B. 380 - Firearm Laws Amendments

Fiscal Note

2010 General Session
State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
