

ASSEMBLY BILL NO. 191—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE NEVADA SUPREME COURT)

FEBRUARY 27, 2007

Referred to Committee on Judiciary

SUMMARY—Prohibits a permittee from carrying a concealed firearm in a courthouse, court facility or public building partially occupied by a court without proper authorization. (BDR 15-648)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to concealed firearms; prohibiting a permittee from carrying a concealed firearm in a courthouse, court facility or public building partially occupied by a court without proper authorization; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law prohibits a permittee from carrying a concealed firearm in a
2 courthouse or courtroom unless: (1) the permittee is a judge who is carrying a
3 concealed firearm in the courthouse or courtroom in which he presides; (2) the
4 permittee has received authorization from a judge to carry a concealed firearm
5 while in the courtroom of the judge and to and from the courtroom of the judge; (3)
6 the permittee is a prosecuting attorney; or (4) the permittee is employed in the
7 courthouse or courtroom. (NRS 202.3673) This bill prohibits a permittee from
8 carrying a concealed firearm in a courthouse, court facility or public building
9 partially occupied by a court without prior written authorization from the chief
10 judge or his designee. A permittee who violates this provision is guilty of a
11 misdemeanor.



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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 202 of NRS is hereby amended by adding thereto a new section to read as follows:

1. A permittee shall not carry a concealed firearm while he is on the premises of a courthouse, court facility or public building partially occupied by a court unless he obtains prior written authorization from the chief judge or his designee.

2. A person who violates subsection 1 is guilty of a misdemeanor.

3. As used in this section, "chief judge" means the chief judge of a court who exercises authority over the courthouse, court facility or public building partially occupied by a court or, if there is more than one chief judge in the courthouse, court facility or public building partially occupied by a court, the chief judge who is chosen to act as the chief judge for the purposes of this section.

Sec. 2. NRS 202.3653 is hereby amended to read as follows:

202.3653 As used in NRS 202.3653 to 202.369, inclusive, *and section 1 of this act*, unless the context otherwise requires:

1. "Concealed firearm" means a loaded or unloaded pistol, revolver or other firearm which is carried upon a person in such a manner as not to be discernible by ordinary observation.

2. "Department" means the Department of Public Safety.

3. "Permit" means a permit to carry a concealed firearm issued pursuant to the provisions of NRS 202.3653 to 202.369, inclusive *and section 1 of this act.*

Sec. 3. NRS 202.3673 is hereby amended to read as follows:

202.3673 1. Except as otherwise provided in subsections 2 and 3, a permittee may carry a concealed firearm while he is on the premises of any public building.

2. A permittee shall not carry a concealed firearm while he is on the premises of a public building that is located on the property of a public airport.

3. A permittee shall not carry a concealed firearm while he is on the premises of:

(a) A public building that is located on the property of a public school or the property of the Nevada System of Higher Education, unless the permittee has obtained written permission to carry a concealed firearm while he is on the premises of the public building pursuant to paragraph (c) of subsection 3 of NRS 202.265.

(b) A public building that has a metal detector at each public entrance or a sign posted at each public entrance indicating that no firearms are allowed in the building, unless the permittee is not



1 prohibited from carrying a concealed firearm while he is on the
2 premises of the public building pursuant to subsection 4.

3 4. The provisions of paragraph (b) of subsection 3 do not
4 prohibit:

5 ~~(a) [A permittee who is a judge from carrying a concealed~~
6 ~~firearm in the courthouse or courtroom in which he presides or from~~
7 ~~authorizing a permittee to carry a concealed firearm while in the~~
8 ~~courtroom of the judge and while traveling to and from the~~
9 ~~courtroom of the judge.~~

10 ~~—(b)]~~ A permittee who is a prosecuting attorney of an agency or
11 political subdivision of the United States or of this State from
12 carrying a concealed firearm while he is on the premises of a public
13 building.

14 ~~[(c)]~~ (b) A permittee who is employed in the public building
15 from carrying a concealed firearm while he is on the premises of the
16 public building.

17 ~~[(d)]~~ (c) A permittee from carrying a concealed firearm while he
18 is on the premises of the public building if the permittee has
19 received written permission from the person in control of the public
20 building to carry a concealed firearm while the permittee is on the
21 premises of the public building.

22 5. A person who violates subsection 2 or 3 is guilty of a
23 misdemeanor.

24 6. As used in this section, “public building” ~~[means]~~ :

25 (a) *Includes* any building or office space occupied by:

26 ~~[(a)]~~ (1) Any component of the Nevada System of Higher
27 Education and used for any purpose related to the System; or

28 ~~[(b)]~~ (2) The Federal Government, the State of Nevada or any
29 county, city, school district or other political subdivision of the State
30 of Nevada and used for any public purpose.

31 ➤ If only part of the building is occupied by an entity described in
32 this ~~[subsection,]~~ *paragraph*, the term means only that portion of the
33 building which is so occupied.

34 (b) *Does not include a courthouse, court facility or public*
35 *building partially occupied by a court.*

36 **Sec. 4.** This act becomes effective upon passage and approval.

