

RESOLUTION NO. 24-____ It was moved by Commissioner ____ and duly seconded by Commissioner ____ to adopt the following resolution:

WHEREAS, pursuant to Colorado Revised Statutes (C.R.S.) § 18-9-117, the Board of County Commissioners of Arapahoe County (the “BOCC”) has the power to adopt regulations that are reasonably necessary for the administration, protection, and maintenance of public buildings and property; and

WHEREAS, pursuant to C.R.S. § 29-11.7-104, the BOCC has the power to enact regulations that prohibit the open carrying of a firearm in a building or specific area within the County’s jurisdiction; and

WHEREAS, pursuant to C.R.S. § 18-12-214(1)(c), the BOCC has the power to enact regulations that prohibit the carrying of a concealed handgun in a building or specific area within the County’s jurisdiction; and

WHEREAS, the Chief Judge for the 18th Judicial District adopted an order prohibiting the open and concealed carry of weapons in court and probation facilities, dated November 1, 2007; and

WHEREAS, the BOCC previously adopted Resolution No. 21-182 which established regulations prohibiting the carrying of deadly weapons in County buildings, subject to certain exceptions including an exception for the carrying of firearms pursuant to a valid concealed carry permit; and

WHEREAS, subsequent to the adoption of Resolution No. 21-182, Senate Bill 24-131 was passed by the Colorado General Assembly, creating C.R.S. § 18-12-105.3 which bans both the open and concealed carry of firearms, whether loaded or not loaded, in certain sensitive spaces, including the chambers, galleries, meeting locations, or official offices of the members of the BOCC, courthouses and any other building or portion of a building used for court proceedings, and in adjacent parking lots, unless a local government opts out of such restrictions; and

WHEREAS, the BOCC desires to revise its regulations regarding the carrying of deadly weapons in order to ensure consistency with the newly created C.R.S. § 18-12-105.3; and

WHEREAS, the BOCC desires to amend its other relevant weapons policies to both clarify them and make them consistent with C.R.S. § 18-12-105.3; and

WHEREAS, in order to preserve the public peace, health, safety, and welfare of the residents and employees of Arapahoe County, and to protect the peaceful use and enjoyment of its public buildings, including adjacent parking lots, the Board of County Commissioners hereby takes the following action:

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County to adopt the following regulations:

1. The carrying of deadly weapons as defined in C.R.S. § 18-1-901(e), unless and to the extent exempted pursuant to paragraphs 3 and 4 below, within any Arapahoe County public

building is prohibited, when the public entrance to said public building is posted with notification of such restrictions.

2. For purposes of these regulations, “public building” shall mean any Arapahoe County owned or leased building including any adjacent parking lot.
3. Persons who are employed as law enforcement officers or deputies by any governmental entity within the state of Colorado carrying a firearm pursuant to the authority granted by C.R.S. § 16-2.5-101(2), a member of the United States Armed Forces or Colorado National Guard when engaged in the lawful discharge of the member’s official duties, and persons who are authorized via contract with Arapahoe County to provide security for a public building, are exempt from the restrictions contained in these regulations.
4. Persons authorized by a lawfully issued permit to carry a concealed firearm pursuant to C.R.S. § 18-12-214 and who are carrying or storing such firearm in compliance with the requirements of § 18-12-214 are exempt from the restrictions contained in these regulations only if the notification posted at the entrance to a building specifically allows concealed carry of a firearm within said building.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

1. The Safety & Risk Management Manual is hereby amended to replace the Threat Assessment Policy - Threat & Violence Assessment Team, Violence Policy – Weapons, and Public Works & Development; Community Compliance Officer policy as presented at today’s public meeting. The remaining policies in the Safety & Risk Management Manual shall remain in full force and effect.
2. The Arapahoe County Guidelines are hereby amended to replace the Concealed Carry Policy, Violence Policy – Weapons with the Violence Policy – Weapons as presented at today’s public meeting. The remaining policies in the Arapahoe County Guidelines shall remain in full force and effect.
3. All persons who are on County owned or leased property must also comply with any additional restrictions included within the provisions of C.R.S. § 18-12-105.3 (firearms in government buildings and adjacent parking lots, whether loaded or not loaded) and C.R.S. § 18-12-114.5 (storage of firearms and other weapons in vehicles) and C.R.S. § 1-13-724 (firearms near polling places) and any other applicable statutes, as well as any additional rules or regulations promulgated by the Board of County Commissioners.
4. Resolution No. 21-182 adopted on May 25, 2021, is hereby superseded in its entirety by this resolution.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of County Commissioners of Arapahoe County that the County Attorney’s Office is hereby authorized to correct typographical errors and make such text revisions to these regulations as are reasonably necessary to incorporate

the approved rules and regulations.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of County Commissioners of Arapahoe County that these regulations approved by this Resolution shall be effective immediately.

The vote was:

Commissioner Baker, __; Commissioner Campbell, __; Commissioner Holen, __; Commissioner Summey, __; Commissioner, Warren-Gully, __.

The Chair declared the motion carried and so ordered.