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HOUSE BILL 288

**48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

INTRODUCED BY

Thomas A. Anderson

AN ACT

RELATING TO DEADLY WEAPONS; ALLOWING JUDGES TO CARRY FIREARMS  
IN COURTHOUSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 29-19-11 NMSA 1978 (being Laws 2003,  
Chapter 255, Section 11) is amended to read:

"29-19-11. VALIDITY OF LICENSE IN A COURTHOUSE OR COURT  
FACILITY.--Except as provided in Paragraph (6) of Subsection A  
of Section 30-7-2 NMSA 1978, a concealed handgun license shall  
not be valid in a courthouse or court facility, unless  
authorized by the presiding judicial officer for that  
courthouse or court facility."

Section 2. Section 30-7-2 NMSA 1978 (being Laws 1963,  
Chapter 303, Section 7-2, as amended) is amended to read:

"30-7-2. UNLAWFUL CARRYING OF A DEADLY WEAPON.--

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1           A. Unlawful carrying of a deadly weapon consists of  
2 carrying a concealed loaded firearm or any other type of deadly  
3 weapon anywhere, except in the following cases:

4                   (1) in the person's residence or on real  
5 property belonging to [~~him~~] the person as owner, lessee, tenant  
6 or licensee;

7                   (2) in a private automobile or other private  
8 means of conveyance, for lawful protection of the person's or  
9 another's person or property;

10                   (3) by a peace officer in accordance with the  
11 policies of [~~his~~] the peace officer's law enforcement agency  
12 who is certified pursuant to the Law Enforcement Training Act;

13                   (4) by a peace officer in accordance with the  
14 policies of [~~his~~] the peace officer's law enforcement agency  
15 who is employed on a temporary basis by that agency and who has  
16 successfully completed a course of firearms instruction  
17 prescribed by the New Mexico law enforcement academy or  
18 provided by a certified firearms instructor who is employed on  
19 a permanent basis by a law enforcement agency; [~~or~~]

20                   (5) by a person in possession of a valid  
21 concealed handgun license issued to [~~him~~] the person by the  
22 department of public safety pursuant to the provisions of the  
23 Concealed Handgun Carry Act; or

24                   (6) by a judge in a courthouse if the judge  
25 has a valid and current concealed handgun license pursuant to

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the Concealed Handgun Carry Act.

B. Nothing in this section shall be construed to prevent the carrying of any unloaded firearm.

C. Whoever commits unlawful carrying of a deadly weapon is guilty of a petty misdemeanor."

Section 3. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2007.