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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2123

02/21/2023

Authored by Witte

The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; authorizing certain retired peace officers to possess
1.3 firearms in the Capitol complex; amending Minnesota Statutes 2022, section
1.4 609.66, subdivision 1g.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2022, section 609.66, subdivision 1g, is amended to read:

1.7 Subd. 1g. **Felony; possession in courthouse or certain state buildings.** (a) A person
1.8 who commits either of the following acts is guilty of a felony and may be sentenced to
1.9 imprisonment for not more than five years or to payment of a fine of not more than \$10,000,
1.10 or both:

1.11 (1) possesses a dangerous weapon, ammunition, or explosives within any courthouse
1.12 complex; or

1.13 (2) possesses a dangerous weapon, ammunition, or explosives in any state building
1.14 within the Capitol Area described in chapter 15B, other than the National Guard Armory.

1.15 (b) Unless a person is otherwise prohibited or restricted by other law to possess a
1.16 dangerous weapon, this subdivision does not apply to:

1.17 (1) licensed peace officers or military personnel who are performing official duties;

1.18 (2) persons who carry pistols according to the terms of a permit issued under section
1.19 624.714 and who so notify the sheriff or the commissioner of public safety, as appropriate;

1.20 (3) persons who possess dangerous weapons for the purpose of display as demonstrative
1.21 evidence during testimony at a trial or hearing or exhibition in compliance with advance
1.22 notice and safety guidelines set by the sheriff or the commissioner of public safety; ~~or~~

2.1 (4) persons who possess dangerous weapons in a courthouse complex with the express
2.2 consent of the county sheriff or who possess dangerous weapons in a state building with
2.3 the express consent of the commissioner of public safety; or

2.4 (5) licensed peace officers and retired peace officers who carry pistols as authorized by,
2.5 and in compliance with, United States Code, title 18, part I, chapter 44, section 926C, in
2.6 buildings in the Capitol Area.

2.7 (c) For purposes of this subdivision, the issuance of a permit to carry under section
2.8 624.714 constitutes notification of the commissioner of public safety as required under
2.9 paragraph (b), clause (2).

2.10 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to crimes
2.11 committed on or after that date.