

Stratmoor Hills Fire Protection District Policy

Number: D-15

Date Issued: February 21, 2018

Revised:

Date Effective: March 21, 2018

Subject: Firearms & Weapons Policy for Career Employees & Volunteers

Purpose: The purpose of this policy is to set forth rules in accordance with State laws regarding Firearms & Weapons on District Property.

Section 1. Definitions.

- a. "Firearm" means any handgun, automatic, revolver, pistol, rifle, shotgun, or other instrument or device capable or intended to be capable of discharging bullets, cartridges, or other explosive charges.
- b. "Handgun" means a pistol, revolver, or other firearm or any descriptions, loaded or unloaded, from which any shot, bullet, or other missile can be discharged, the length of the barrel of which, not including any revolving, detachable, or magazine breech, does not exceed twelve inches, except that this term does not include a "machine gun" as defined in C.R.S. § 18-12-101(1)(g).
- c. "Weapon" shall include any type of firearm, explosives, chemical sprays, knives with a blade longer than three (3) inches, and any other item that is designed, or which the individual then in possession intends or threatens to use to inflict serious bodily injury, including death, to themselves or another person. The term weapon as used herein shall not include any item (such as an axe) which is a piece of equipment used during the career employee's or volunteer's duties with the District.
- d. "Carry(ing) a firearm(s)" is defined as possession of a firearm directly on one's person, whether concealed or unconcealed.
- e. "Carry(ing) a handgun" is defined as possession of a handgun directly on one's person, whether concealed or unconcealed.

Section 2. Open Carry.

All District career employees and volunteers are prohibited from the open carrying of firearms in any District property and when performing any duties on behalf of the District. However, the foregoing prohibitions do not apply to law enforcement officials who are duly authorized by law to carry firearms as part of their official duties, such as fire and arson investigators.

Section 3. Conceal and Carry.

a. District career employees and volunteers are prohibited from carrying concealed firearms in, on, or within District property and when performing duties on behalf of the District. However, the foregoing prohibitions do not apply to (i) law enforcement officials who are duly authorized by law to carry firearms as part of their official duties, such as fire and arson investigators, and (ii) individuals who possess a valid and current conceal and carry permit issued pursuant to C.R.S. §§ 18-12-201 through 216., and who comply with all applicable laws, rules, and regulations with respect to the carrying of a concealed handgun.

b. District career employees and volunteers who carry a concealed handgun pursuant to C.R.S. §§ 18-12-201 through 216, do so at their own risk without District approval or authority and outside the scope of their employment or volunteer status with the District, and shall be solely responsible for any and all liability that may arise from the individual's carrying of a concealed handgun.

Section 4. Weapons

All District career employees and volunteers are prohibited from carrying or possessing any weapon in any District property and when performing any duties on behalf of the District unless otherwise permitted by law.

Section 5. Discipline

a. Under no circumstances may a District career employee or volunteer store a firearm in, on, or within any real or personal property owned, leased, or occupied by the District, including, but not limited to, any District building, locker, desk, vehicle, or fire apparatus.

b. During the course of their duties with the District, all District career employees and volunteers are prohibited from carrying a firearm, including a concealed handgun for which the individual possesses a valid conceal and carry permit, in, on, or within any real or personal property where prohibited by state or federal law, including, but not limited to C.R.S. § 18-12-214, *et seq.*

c. During the course of their duties with the District, all District career employees and volunteers are prohibited from carrying a firearm, including a concealed handgun for which the individual possesses a valid conceal and carry permit, in,

on, or within any private property or private business where prohibited by its owner, occupant, or tenant.

d. For career employees, any violation of this Policy shall constitute a Level 5 violation of District Policy CE-5 subjecting the career employee to discipline up to and including termination.

e. For Volunteers any violation of this Policy shall constitute a violation of District Policy V-4 subjecting the volunteer to discipline up to and including termination. (Reference V-4; Section 2.3 and 2.4)