

Firearm Frequently Asked Questions

5 January 2017

How do I receive a permit to carry concealed firearms?

- Be 21 years of age or older
- Pay a \$50.00 fee
- Provide:
 - Address of permanent residence
 - Recent photo
 - One set of fingerprints
 - Evidence of general familiarity
 - Safe loading, unloading, storage, and carrying
 - Current laws
 - Training is in person

Criminal Background check Prior to purchase of firearm

- Required for sale from a licensed firearm dealer in the state
- Consent in writing to having the background check
 - Form contains
 - Dealer identification number
 - Name and address of individual
 - DOB, ht, wt, eye color, hair color
 - SSN
- When dealer calls and requests a background check criminal history files, including juvenile records are reviewed

How can a concealed permit be revoked?

- The bureau may deny, suspend, or revoke if the applicant or holder:
 - Has been or is convicted of a felony
 - Has been or is convicted of a crime of violence
 - Has been or is convicted of an offense involving the use of alcohol
 - Has been or is convicted of an offense involving the unlawful use of narcotics or other controlled substances
 - Has been or is convicted of an offense involving moral turpitude
 - Has been or is convicted of an offense involving domestic violence
 - Has been or is adjudicated by a state or federal court as mentally incompetent, unless the adjudication has been withdrawn or reversed
 - Is not qualified to purchase and possess a firearm pursuant to section 76-10-503 and federal law
 - Past pattern or past participation in incidents involving behavior involving unlawful violence or threats of unlawful violence
 - Conviction of an offense in violation of Title 76, Chapter 10, Part 5, Weapons

Section 76-10-503

- 76-10-503. Restrictions on possession, purchase, transfer, and ownership of dangerous weapons by certain persons -- Exceptions.
- (1) For purposes of this section:
 - (a) A Category I restricted person is a person who:
 - i. has been convicted of any violent felony as defined in Section [76-3-203.5](#);
 - ii. is on probation or parole for any felony;
 - iii. is on parole from a secure facility as defined in Section [62A-7-101](#);
 - iv. within the last 10 years has been adjudicated delinquent for an offense which if committed by an adult would have been a violent felony as defined in Section [76-3-203.5](#);
 - v. is an alien who is illegally or unlawfully in the United States; or
 - vi. is on probation for a conviction of possessing:
 - A. a substance classified in Section [58-37-4](#) as a Schedule I or II controlled substance;
 - B. a controlled substance analog; or
 - C. a substance listed in Section [58-37-4.2](#).

(1) What should I do if I see a person open carrying on campus?

- If you do not see a law enforcement badge, contact the University Police immediately at 911

(2) What should I do if I find ammunition, a magazine, or gun on campus?

- Call University Police immediately at 911.

(3) Can I open carry on campus?

- No, General public cannot open carry on university campuses in Utah.

- Ref. Utah State code 76-10-505.5. Possession of a dangerous weapon, firearm, or short barreled shotgun on or about school premises -- Penalties.

(4) Can faculty ask me to not carry in my class?

- Yes
- Still your choice
- Cannot be negatively impacted if you choose to lawfully carry

(5) Do I have to tell classmates, faculty, coworkers or administrators that I carry a firearm?

- No legal requirement to inform them

(6) Can I clean my weapon or remove it from the holster while on campus?

- Cleaning or removing your weapon from your holster beyond self-defense is unlawful
- May be criminally charged for disorderly conduct
- The state will be notified
- You can possibly have your conceal carry permit revoked

(7) Can I carry a loaded firearm in my car on campus?

- Yes, but there are some exceptions.
 - Read the following, Utah State code 76-10-505.
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- Utah State code 76-10-505 Carrying loaded firearm in vehicle or on street.
 1. Unless otherwise authorized by law, a person may not carry a loaded firearm: a) (i) in a public or private elementary or secondary school; or
 - a) in or on a vehicle, unless:
 - i. the vehicle is in the person's lawful possession; or
 - ii. the person is carrying the loaded firearm in a vehicle with the consent of the person lawfully in possession of the vehicle;
 - b) on a public street; or
 - c) in a posted prohibited area.
 2. Subsection [\(1\)\(a\)](#) does not apply to a minor under 18 years of age, since a minor under 18 years of age may not carry a loaded firearm in or on a vehicle.
 3. Notwithstanding Subsection [\(1\)\(a\)\(i\)](#) and [\(ii\)](#), a person may not possess a loaded rifle, shotgun, or muzzle-loading rifle in a vehicle.
 4. A violation of this section is a class B misdemeanor.

(8) If I get stopped by a police officer, do I, as a concealed permit holder, have to tell the officer that I have a gun in my possession?

- No legal requirement
- Still recommended for the safety of all involved
- This action gives the officer some assurance they are most likely dealing with a law abiding citizen.

(9) As a concealed permit holder, exactly, where can I carry or not carry a handgun on campus?

- Individuals can carry a firearm fully loaded and concealed.
- The permit allows an individual to **open** carry or conceal carry on campus.
- You cannot carry a firearm into any secured area in which firearms are prohibited and notice posted, or otherwise prohibited by state or federal law.
- There are no permanent restricted areas on campus.
- Temporary restrictions will be posted.

(10) If I feel someone MAY be a threat to me, can I show them that I have a gun to scare them off?

- If you pull a firearm on someone or even display the weapon, then it must be in self-defense or it is not justified.
- You may be criminally charged and possibly have your permit to carry a concealed firearm revoked.

(11) Do I have to be a Utah resident to obtain a concealed firearm permit?

- No, any U.S. citizen or legal resident can if they meet the minimum qualifications.

(12) Can I bring a firearm on campus for a class presentation?

- Yes, as long as you follow the process to fully inform everyone.
- Get approval from the instructor
- Call University Police to make arrangements at 435-586-1911
- Have your instructor email us at police@suu.edu with the class information and their approval

(13) Who can find out if I have a CWP?

- This is protected information, it is restricted and only law enforcement can find out.
- *Utah code 53-5- 708(1)(e)(ii) A governmental agency may not compel or attempt to compel an individual who has been issued a concealed firearm permit to divulge whether the individual: (A) has been issued a concealed firearm permit; or (B) is carrying a concealed firearm*

(14) Where can I get my fingerprints for a CWP?

- University police department
- \$10 fee that is payable at the cashier's office
- Tues. & Wed. 2pm-5pm

(15) Is my CWP from my home state valid in Utah or on Campus?

- Utah does honor all valid CWP issued by another state or county.

- Utah code 76-10-523. Persons exempt from weapons laws.

Now what.....

What should I do if I see a person with a firearm in my class?

- Call 911
- Talk to them yourself and ask questions
- Contact SUU Police if you are not comfortable with the situation
 - Deal with it immediately
 - Prior to next class
 - Phone call
 - Remain unanimous
 - Provide limited feedback

We are here to assist you.

- School / College / Division
- Department
- Individual

University Police

435-586-1911

police@suu.edu