

ORDINANCE #66186
Board Bill No. 235

An ordinance prohibiting the carrying of concealed firearms by holders of concealed carry endorsements in certain buildings and areas; containing a severability clause and an emergency clause.

WHEREAS, House Bill 349 passed during the 92nd General Assembly made changes to the laws governing concealed firearms by establishing a system that will allow private citizens to obtain permits to carry concealed firearms; and

WHEREAS, it is necessary to restrict the carrying of concealed firearms on certain City property in order to protect the health and safety of City employees and the community at large; and

WHEREAS, subdivisions 6 and 8 of subsection 20 of Section 571.094 RSMo. authorize certain restrictions concerning carrying concealed firearms into certain buildings and areas;

NOW THEREFORE BE IT ORDAINED BY THE CITY OF ST. LOUIS, MISSOURI, AS FOLLOWS:

SECTION ONE. Except as provided in Section Two, the carrying of concealed firearms by holders of concealed carry endorsements of driver's or non-driver's licenses issued pursuant to Section 571.094 RS Mo 2003 or a concealed carry endorsement or permit issued by another state or political subdivision of another state ("concealed carry permittees") is hereby prohibited in any portion of buildings, including any sports arena or stadium, owned, leased or controlled by the City of St. Louis ("the City") within and without the City's limits.

SECTION TWO. To the extent consistent with applicable Federal, State or local laws and regulations, at Lambert-St. Louis International Airport (the "Airport") the Director of Airports by written order may allow the carrying of concealed weapons by airline and airport-related personnel as needed in the performance of their duties. Pursuant to applicable Federal laws and regulations unloaded firearms intended to be shipped by aircraft into the terminal buildings in locked cases manufactured for the transportation of firearms may be carried into the Airport's terminal buildings.

SECTION THREE. The Director of Airports shall identify areas at the Airport, including in the terminal buildings, to which access is controlled by the inspection of persons and property, such as the Aircraft Operations Area, or other secured areas to which access with concealed firearms and the possession of firearms in a vehicle by concealed carry permittees is prohibited by Section 571.094.20 (8) or (9) RSMo..

SECTION FOUR. The City shall clearly identify the portions of buildings in which the carrying of concealed firearms is prohibited by Section One of this ordinance by signs approved by the City Counselor, which shall be posted at the entrances to such areas.

SECTION FIVE. The Director of Airports with the approval of the City Counselor shall devise and post signs informing airport users of restrictions on the carriage of firearms at the Airport.

SECTION SIX. Any person attempting to carry a firearm into a building or area subject to Section One or Section Three in violation of such sections of this ordinance shall be denied entrance to the building or area. Any person found to be carrying a firearm in an area subject to Section One in violation of such section of this ordinance shall be ordered to leave the building or area.

SECTION SEVEN. Buildings used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by the City are exempt from any restriction by the City on the carrying or possession of a firearm.

SECTION SEVEN. Severability clause. The provisions of this ordinance shall be severable. In the event that any provision of this ordinance is found by a court of competent jurisdiction to be unconstitutional or otherwise invalid, the remaining provisions of this ordinance are valid unless the court finds the valid provisions of this ordinance are so essentially and inseparably connected with, and so dependent upon, the void provision that it cannot be presumed that the Board of Aldermen would have enacted the valid provisions without the void ones or unless the Court finds that the valid provisions, standing alone, are incomplete and incapable of being executed in accordance with the legislative intent.

SECTION EIGHT. Emergency clause. This being an ordinance for the preservation of public peace, health, and safety,

it is hereby declared to be an emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore shall become effective immediately upon its passage and approval by the mayor.

Approved: March 10, 2004