

Have Gun, Will Travel

Dealing with Concealed Firearms in the Hospitality Industry

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CAVEAT

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Have Gun, Will Travel

Introduction

Scope

Historical Background

Current Legislative Schemes

Federal

The Second Amendment

The U.S. Code

The National Right to Carry
Reciprocity Act

Current Legislative Schemes

Second Amendment to the U.S. Constitution

A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear arms, shall not be infringed.

Current Legislative Schemes

Federal

U.S. Code

The National Right to
Carry Reciprocity Act

Current Legislative Schemes

State Legislation

Local Regulations

The Texas Experience

The Texas Experience

Current Legislative Schemes

Distinctions in Concealed Handgun Legislation

“Shall Issue” States

“May Issue” States

Typical Provisions in Concealed Handgun Legislation

Licensees can generally carry anywhere in the state except:

1. Secure Areas of Airports
2. Courthouses
3. Legislative or other government buildings
4. Stadia, ball parks and other athletic venues
5. Nursing Homes
6. Gun Free Zones*
7. Alcoholic beverage vendors*

*The rules relating to these places vary significantly from state to state

Alcoholic Beverage Vendors

Ohio Rule

Texas Rule

Majority Rule

Gun Free Zones by Choice

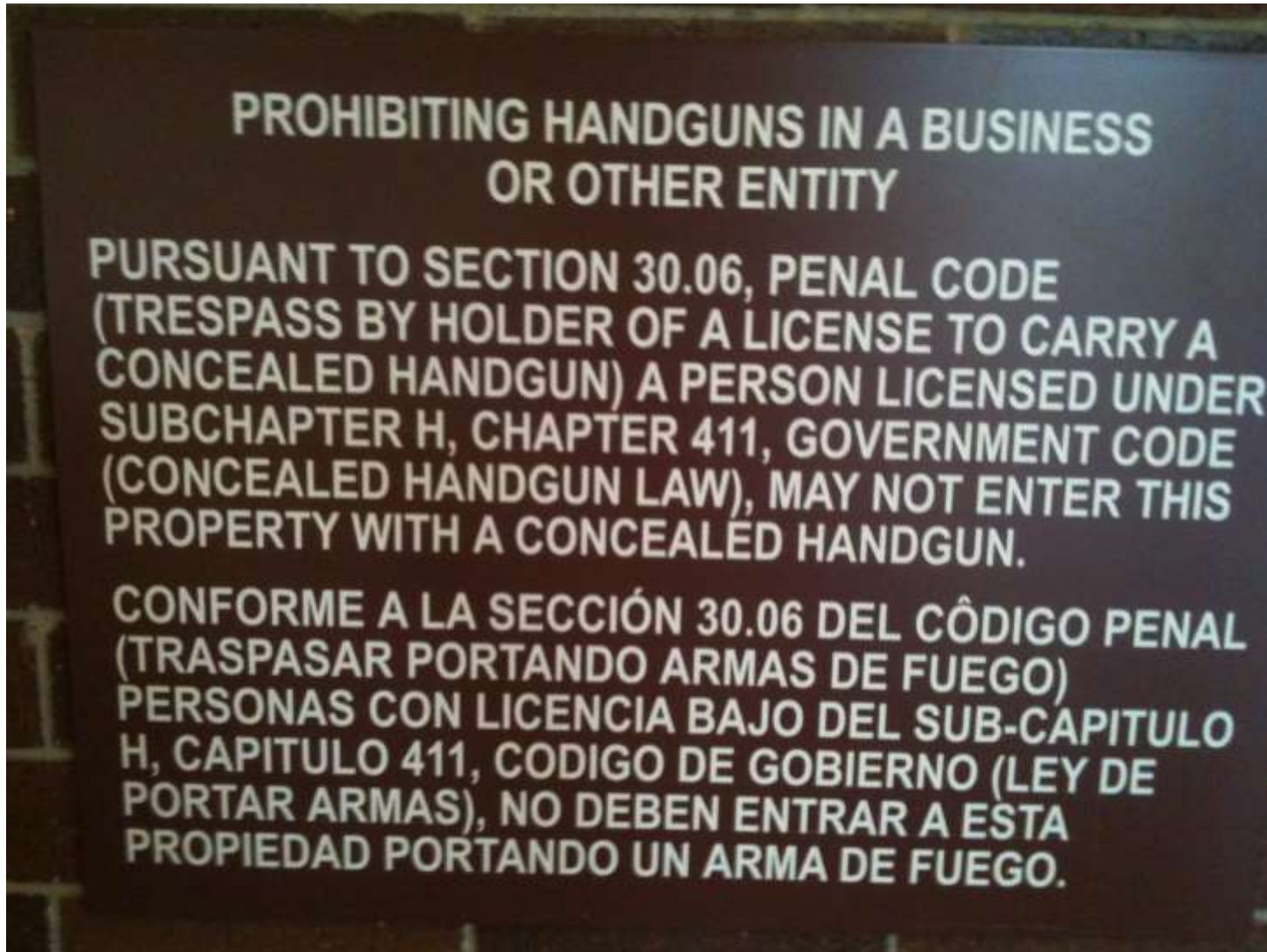
Signage Requirements

Ohio Requirement

Tennessee Requirement

Texas Requirement

Gun Free Zones by Choice



Current Legislative Schemes

State Statutes

Castle Laws

Parking Lot Laws

Current Legislative Schemes

State Statutes

Packing while Parking Laws

Common Law

Impetus

Constitutional Conflict

Exceptions

Responses

Immunity Provisions

Current Legislative Schemes

State Statutes

Developing Issues

Unrestricted Carry Laws

Open Carry Laws

Campus Carry Laws

Issues for Hospitality Venues

Risk Management Concerns

Predictions

Reality

Overall

Hotels

CHL Holders

Issues for Hospitality Venues

Prophylactic Procedures

Banning Guns

Marketing Issues

Issues for Hospitality Venues

Liability Exposure

Liability for Employee's Actions

Respondeat Superior

Negligent Hiring, Training,
Supervision and Retention

General Negligence

Issues for Hospitality Venues

Liability Exposure

Liability to Employees

Workers Comp

OSHA

State Workplace Safety Agencies

Issues for Hospitality Venues

Liability Exposure

Liability to Guests

Liability for Property Loss

General Duty to Guests

Room Safes

Housekeeping

Lost and Found

Parking

Issues for Hospitality Venues

Liability Exposure

Liability to Guests

Personal Injury

Gun Cases

General Rules

Immunity Statutes

Conclusions

Questions?

Questions?



Session Evaluation



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