

# DELAWARE

## Type of Carry Allowed:

**Concealed or Open [concealed suggested]**

**Restaurant Carry: Yes (see below).** Remember that you may not consume any alcohol while you are carrying a lethal weapon.

**Advising A Law Officer When Your Armed: No**

## Restrictions:

### **Code 1457: Possession Of A Weapon In A Safe School and Recreation Zone**

(a) Any person who commits any of the offenses described in subsection (b) of this section and does so while in or on a “Safe School and Recreation Zone” shall be guilty of a crime of possession of a weapon in a “Safe School and Recreation Zone”.

(b) The underlying offenses in Title 11:

- Section 1442. Carrying a concealed deadly weapon; class G felony; class E felony [Author Note: Includes BB Guns].

[c] For the purpose of this section, “Safe School and Recreation Zone” shall mean:

1. Any building, structure, athletic field, sports stadium, or real property owned or rented by any public or private school including but not limited to, any kindergarten, elementary, secondary, or vocational-technical school or any college or university, within 1,000 feet thereof; or public or private school including, but not limited to, any kindergarten, elementary, secondary, or vocation-technical school, or any college or university; or
2. Any building or structure owned, operated, leased or rented by any county or municipality, or by the State, or by any board, agency, commission, department, corporation, or other entity thereof, or by any private organization, which is utilized as a recreation center, athletic field or sports stadium.

[d] Nothing in this section shall be construed to preclude or otherwise limit a prosecution of or conviction for a violation of this chapter or any other provision of law. A person may be convicted both of the crime of possession of a weapon in a “Safe School and Recreation Zone” and of the underlying offense as defined elsewhere by the laws of the State.

**Delaware Attorney General**

**820 N French Street**

**Wilmington, Delaware 19801**

**302-573-6277**

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