



Joseph B. East  
Chief of Police  
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**To:** Mayor and Board of Aldermen  
**From:** Joey East, Chief  
**Date:** May 26, 2017  
**Re:** Amendments to Section 74-7 and Section 74-8

We are seeking several modifications to our current ordinances in Sections 74-7 and Section 74-8.

1. The first modification to Sec. 74-7 is to replace our current language to align our ordinance with the current Mississippi Code regarding the carrying of concealed weapons.

**Sec. 74-7. - Same—Carrying concealed prohibited.**

~~It shall be unlawful for any person to carry concealed in whole or in part any bowie knife, dirk knife, butcher knife, brass or metallic knuckles, slingshot, sword or sword cane, or other deadly weapon within the city.~~

**Sec. 74-7. - Weapons - Carrying concealed prohibited.**

- a) Except as otherwise provided in Miss. Code Ann. Section 45-9-101, it shall be unlawful for any person to carry within the city, concealed on or about one's person, any bowie knife, dirk knife, butcher knife, switchblade knife, metallic knuckles, blackjack, slingshot, pistol, revolver, or other deadly weapon as defined by Miss. Code Ann. Section 97-3-1.
  - b) For the purposes of this section, "concealed" means hidden or obscured from common observation and shall not include any weapon listed in subsection (1) of this section, including, but not limited to, a loaded or unloaded pistol carried upon the person in a sheath, belt holster or shoulder holster that is wholly or partially visible, or carried upon the person in a scabbard or case for carrying the weapon that is wholly or partially visible.
2. Our second modification request to 74-7, is to add language (sub sections c - e) prohibiting the open or concealed carrying of firearms as provided in Mississippi law.
    - c) The open or concealed carrying of any firearm or deadly weapon by any person, except any duly authorized law enforcement officer, is strictly prohibited as outlined in Miss. Code Ann. Section 45-9-53(1)(f) at:
      - a. Public parks of the City of Oxford;
      - b. Public meetings of the City of Oxford, including but not limited to, Board of Alderman meetings, Oxford Municipal Court proceedings and / or City of Oxford Planning and Zoning meetings;
      - c. Political rallies, parade or official political meeting(s);
      - d. A nonfirearm-related school, college, or professional athletic events within the city limits of the City of Oxford.

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- d) It is the responsibility of the City of Oxford to ensure that written notice is clearly readable at a distance of not less than ten feet (10') and shall be posted at each location, as set forth by Miss. Code Ann. 45-9-53 and 45-9-101(13), at all entrances of each location in which the carrying of a firearm or other deadly weapon is prohibited.
- e) Any person who violates any provision of this section shall be guilty of a misdemeanor and shall be punished by a fine not exceeding \$1,000.00, imprisonment not exceeding ninety (90) days, or both.

3. Our modification request to 74-8 is to replace our current language to align our ordinance with the current Mississippi Code regarding the carrying of concealed weapons.

**Sec. 74-8. - Same—Exhibition, use.**

~~It shall be unlawful for any person having or carrying any deadly weapon, in the presence of three or more persons, to exhibit the same in a threatening manner, not in self-defense, or to unlawfully use the same in any fight, quarrel or disturbance within the city.~~

**Sec. 74-8. - Weapons - Exhibition, use.**

It shall be unlawful for any person within the city, having or carrying any dirk, dirk-knife, sword, sword-cane, or any deadly weapon, or other weapon the carrying of which concealed is prohibited by Section 97-37-1, in the presence of another person, to brandish or wield the same in a threatening manner, not in self-defense, or in any manner unlawfully use the same in any fight or quarrel. In prosecutions under this section it shall not be necessary to prove on the trial, that any gun, pistol, or other firearm was charged, loaded, or in condition to be discharged.

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