1	Senate Bill No. 199
2	(By Senators Unger and Cann)
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4	[Introduced January 8, 2014; referred to the Committee on the
5	Judiciary.]
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10	A BILL to amend and reenact $\$61-7-14$ of the Code of West Virginia,
11	1931, as amended, relating to allowing only a private owner,
12	lessee or other person charged with the care, custody and
13	control of real property to prohibit the carrying, openly or
14	concealed, of any firearm or deadly weapon on private property
15	under his or her domain.
16	Be it enacted by the Legislature of West Virginia:
17	That $\$61-7-14$ of the Code of West Virginia, 1931, as amended,
18	be amended and reenacted to read as follows:
19	ARTICLE 7. DANGEROUS WEAPONS.
20	§61-7-14. Right of certain persons to limit possession of
21	firearms on premises.
22	Notwithstanding the provisions of this article, any private
23	owner, lessee or other person charged with the care, custody and

1 control of real property may prohibit the carrying openly or 2 concealed of any firearm or deadly weapon on <u>private</u> property under 3 his or her domain. *Provided*, That For purposes of this section 4 "person" means an individual or any entity which who may acquire

5 title to real property.

Any person carrying or possessing a firearm or other deadly 7 weapon on the property of another who refuses to temporarily 8 relinquish possession of such firearm or other deadly weapon, upon 9 being requested to do so, or to leave such premises, while in 10 possession of such \underline{a} firearm or other deadly weapon, shall be \underline{is} 11 guilty of a misdemeanor, and, upon conviction thereof, shall be 12 fined not more than \$1,000 or confined in the county jail not more 13 than six months, or both: *Provided*, That the provisions of This 14 section shall does not apply to those any persons set forth in 15 subsections (3) through (6) of section six of this code article 16 while such these persons are acting in an official capacity. 17 Provided, however, That However, under no circumstances may any 18 person possess or carry or cause the possession or carrying of any 19 firearm or other deadly weapon on the premises of any primary or 20 secondary educational facility in this state unless such person is 21 a law-enforcement officer or he or she has the express written 22 permission of the county school superintendent.

NOTE: This bill allows only a private owner, lessee, or other person charged with the care, custody, and control of real property to prohibit the carrying openly or concealed of any firearm or deadly weapon on private property under his or her domain.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.