

Senate Bill No. 118

(By Senators Beach, D Hall, Williams, Facemire and Romano)

[Introduced January 14, 2015; referred to the Committee on the Judiciary.]

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9 A BILL to amend and reenact §61-6-19 of the Code of West Virginia, 1931, as amended, relating
10 to permitting those individuals who have been issued concealed weapons permits to keep
11 loaded firearms in their motor vehicles on the State Capitol Complex grounds if vehicles are
12 locked and weapons are out of normal view.

13 *Be it enacted by the Legislature of West Virginia:*

14 That §61-6-19 of the Code of West Virginia, 1931, as amended, be amended and reenacted
15 to read as follows:

16 **ARTICLE 6. CRIMES AGAINST THE PEACE.**

17 **§61-6-19. Willful disruption of governmental processes; offenses occurring at State Capitol**
18 **Complex; penalties.**

19 (a) If any person willfully interrupts or molests the orderly and peaceful process of any
20 department, division, agency or branch of state government or of its political subdivisions, he or she
21 is guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than \$100, or
22 ~~imprisoned in the county or regional~~ confined in jail not more than six months, or both fined and

1 ~~imprisoned~~ confined: *Provided*, That any assembly in a peaceable, lawful and orderly manner for
 2 a redress of grievances ~~shall not be~~ is not a violation of this section.

3 (b) It is unlawful for any person to bring upon the State Capitol Complex any weapon as
 4 defined by ~~the provisions of~~ section two, article seven of this chapter. However, a person who has
 5 been issued a concealed weapons permit may keep a loaded firearm in his or her motor vehicle upon
 6 the State Capitol Complex if the vehicle is locked and the weapon is out of normal view. It is
 7 unlawful for any person to willfully deface any trees, wall, floor, stairs, ceiling, column, statue,
 8 monument, structure, surface, artwork or adornment in the State Capitol Complex. It is unlawful
 9 for any person or persons to willfully block or otherwise willfully obstruct any public access, stair
 10 or elevator in the State Capitol Complex after being asked by a law-enforcement officer acting in his
 11 or her official capacity to desist: *Provided*, That in order to preserve the Constitutional right of the
 12 people to assemble, it is not willful blocking or willful obstruction for persons gathered in a group
 13 or crowd, if the persons move to the side or part to allow other persons to pass by the group or crowd
 14 to gain ingress or egress: *Provided, however*, That this subsection ~~shall~~ does not apply to a law-
 15 enforcement officer acting in his or her official capacity.

16 Any person who violates ~~any provision of~~ this subsection is guilty of a misdemeanor and,
 17 upon conviction thereof, shall be fined not less than \$100 or confined in ~~the county or regional~~ jail
 18 not more than six months, or both fined and confined.

NOTE: The purpose of this bill is to permit those individuals who have been issued a concealed weapons permit to keep loaded firearms in their motor vehicles on the State Capitol Complex grounds provided the vehicles are locked and the weapons are out of normal view.

Strike-throughs indicate language that would be stricken from the present law, and

underscoring indicates new language that would be added.