

1 regulation of the United States Government relating to a personal
2 firearm, firearm accessory or ammunition that is owned or
3 manufactured commercially or privately in West Virginia and that
4 remains exclusively within the borders of West Virginia.

5 (b) The Attorney General may defend a citizen of West Virginia
6 who is prosecuted by the United States Government for violation of
7 a federal law relating to the manufacture, sale, transfer or
8 possession of a firearm, a firearm accessory or ammunition owned or
9 manufactured and retained exclusively within the borders of West
10 Virginia.

11 (c) Any federal law, rule, regulation or order created or
12 effective on or after March 1, 2013, is unenforceable by state
13 officials within the borders of West Virginia if the law, rule,
14 regulation or order attempts to:

15 (1) Ban or restrict ownership of a semiautomatic firearm or
16 any magazine of a firearm; or

17 (2) Require any firearm, magazine or other firearm accessory
18 to be registered in any manner.

19 (d) A public servant or citizen of West Virginia may not be
20 prosecuted in the courts of the State of West Virginia for failing
21 to follow or enforce any law described in subsection (c) of this
22 section.

23 (e) This section is effective immediately upon completion of
24 all acts necessary for a bill to become law as provided by the Code

1 of West Virginia.

NOTE: The purpose of this bill is to create the "Firearm Protection Act" that provides that any federal law effective after March 1, 2013 which attempts to ban semiautomatic firearm or to limit the size of a magazine of a firearm or other limitation on firearms in this state is unenforceable in West Virginia. The bill also provides for an effective date.

§61-7-16 is new; therefore, it has been completely underscored.