1	Senate Bill No. 408
2	(By Senators Unger and Prezioso)
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4	[Introduced March 1, 2013; referred to the Committee on
5	Government Organization; and then to the Committee on the
6	Judiciary.]
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11	A BILL to amend and reenact $\$61-7-14$ of the Code of West Virginia,
12	1931, as amended, relating to only allowing a private owner,
13	lessee or other person charged with the care, custody and
14	control of real property to prohibit the carrying, openly or
15	concealed, of any firearm or deadly weapon on private property
16	under his or her domain.
17	Be it enacted by the Legislature of West Virginia:
18	That §61-7-14 of the Code of West Virginia, 1931, as amended,
19	be amended and reenacted to read as follows:
20	ARTICLE 7. DANGEROUS WEAPONS.
21	§61-7-14. Right of certain persons to limit possession of
22	firearms on premises.
23	Notwithstanding the provisions of this article, any private
24	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 private 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 firearm or other deadly weapon, shall be guilty 11 of a misdemeanor, and, upon conviction thereof, shall be fined not 12 more than \$1,000 or confined in the county jail not more than six 13 months, or both: *Provided*, That the provisions of This section 14 shall not apply to those persons set forth in subsections (3) 15 through (6) of section six of this code while such persons are 16 acting in an official capacity. Provided, however, That However, 17 under no circumstances may any person possess or carry or cause the 18 possession or carrying of any firearm or other deadly weapon on the 19 premises of any primary or secondary educational facility in this 20 state unless such person is a law-enforcement officer or he or she 21 has the express written permission of the county school 22 superintendent.

NOTE: This bill shall only allow 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.