

WEST VIRGINIA LEGISLATURE

2026 REGULAR SESSION

Committee Substitute

for

House Bill 5182

By Delegates Phillips, B. Ward, Heckert, Masters,

Marple, Martin, Funkhouser, Roop, Ridenour,

Jennings, and Flanigan

[Originating in the Committee on the Judiciary;

Reported on February 12, 2026]

1 A BILL to amend the Code of West Virginia, 1931, as amended; by adding thereto a new section,
2 designated §36-8A-8; relating generally to authorizing security personnel employed by the
3 State Treasurer to carry concealed weapons while performing his or her official duties;
4 setting forth requirements for authorization to carry concealed weapons; authorizing the
5 Treasurer to reimburse for the cost of training and requalification; and providing liability
6 protections for security personnel while performing official duties.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 8A. UNCLAIMED STOLEN PROPERTY HELD BY LAW-ENFORCEMENT
AGENCIES.**

§36-8A-8. State Treasurer's security personnel authority to carry concealed weapons.

1 (a) The State Treasurer may allow, consistent with the provisions of this section, security
2 personnel to carry a concealed firearm while performing his or her official duties.

3 (b) Security personnel employed by the State Treasurer may carry a concealed firearm
4 approved by the State Treasurer solely for purposes of defense of self or others if the individual
5 has:

6 (1) Obtained the written authorization by the State Treasurer;

7 (2) Been determined not to be prohibited from possessing a firearm under state or federal
8 law;

9 (3) Obtained and maintains a concealed handgun license pursuant to §61-7-1 et seq. of this
10 code; and

11 (4) Successfully completed a firearms training and certification program equivalent to that
12 provided to officers attending the entry level law-enforcement certification course provided at the
13 West Virginia State Police Academy pursuant to §30-29-1 et seq. of this code. The individual must
14 thereafter successfully complete an annual firearms qualification equivalent to that required of

15 certified law-enforcement officers pursuant to §30-29-1 et seq. of this code. The State Treasurer
16 may reimburse security personnel for the cost of the training and requalification.

17 (c) Neither the state, a political subdivision, an agency nor an employee of the state acting
18 in an official capacity, may be held personally liable for an act of security personnel employed by
19 the State Treasurer if the act or omission was done in good faith while the individual was
20 performing official duties or responsibilities under the office of the State Treasurer.

NOTE: The purpose of this bill relates generally to authorizing security personnel employed by the State Treasurer to carry concealed weapons while performing his or her official duties.

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