

bill to permit the carrying of a concealed weapon in a car's
glove box or console without a license

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[Effective from passage]

A BILL to repeal §20-2-19a of the code of West Virginia, 1931,
as amended; and to amend and reenact §20-2-5, §20-2-6a,
§20-2-421, §20-2-46e and §61-7-6 of said code, all relating
to carrying deadly weapons in motor vehicles; authorizing
the carrying of a concealed deadly weapon within a private
vehicle or conveyance without a license by adults not
prohibited from possessing handguns when the weapon is
securely encased or is otherwise not readily accessible for
immediate use; exceptions.

Be it enacted by the Legislature of West Virginia:

That §20-2-19a of the code of West Virginia, 1931, as
amended, be repealed; and that §20-2-5, §20-2-6a, §20-2-421,
§20-2-46e and §61-7-6 of said code be amended and reenacted, all
to read as follows:

1 **CHAPTER 20. NATURAL RESOURCES.**

2 **ARTICLE 2. WILDLIFE RESOURCES.**

3 **§20-2-5. Unlawful methods of hunting and fishing and other**
4 **unlawful acts.**

5 Except as authorized by the director, it is unlawful at any
6 time for any person to:

7 (1) Shoot at or to shoot any wild bird or animal unless it
8 is plainly visible to him or her;

9 (2) Dig out, cut out or smoke out, or in any manner take or
10 attempt to take, any live wild animal or wild bird out of its
11 den or place of refuge except as may be authorized by rules
12 promulgated by the Director or by law;

13 (3) Make use of, or take advantage of, any artificial light
14 in hunting, locating, attracting, taking, trapping or killing
15 any wild bird or wild animal, or to attempt to do so, while
16 having in his or her possession or subject to his or her
17 control, or for any person accompanying him or her to have in
18 his or her possession or subject to his or her control, any
19 firearm, whether cased or uncased, bow, arrow, or both, or other
20 implement or device suitable for taking, killing or trapping a
21 wild bird or animal: *Provided*, That it is lawful to hunt or take
22 raccoon, opossum or skunk by the use of artificial light subject
23 to the restrictions set forth in this subdivision: *Provided*,
24 *however*, That it is lawful to hunt or take coyotes by the use of

1 amber- or red-colored artificial light subject to the
2 restrictions set forth in this subdivision. No person is guilty
3 of a violation of this subdivision merely because he or she
4 looks for, looks at, attracts or makes motionless a wild bird or
5 wild animal with or by the use of an artificial light, unless at
6 the time he or she has in his or her possession a firearm,
7 whether cased or uncased, bow, arrow, or both, or other
8 implement or device suitable for taking, killing or trapping a
9 wild bird or wild animal, or unless the artificial light (other
10 than the head lamps of an automobile or other land conveyance)
11 is attached to, a part of, or used from within or upon an
12 automobile or other land conveyance.

13 ~~Any person violating the provisions of this subdivision~~
14 ~~shall be guilty of a misdemeanor and, upon conviction thereof,~~
15 ~~shall for each offense be fined not less than one hundred~~
16 ~~dollars nor more than five hundred dollars and shall be~~
17 ~~imprisoned in the county jail for not less than ten days nor~~
18 ~~more than one hundred days;~~

19 (4) Hunt for, take, kill, wound or shoot at wild animals or
20 wild birds from an airplane, or other airborne conveyance, an
21 automobile, or other land conveyance, or from a motor-driven
22 water conveyance, except as authorized by rules promulgated by
23 the Director;

1 (5) Take any beaver or muskrat by any means other than by
2 trap;

3 (6) Catch, capture, take or kill by seine, net, bait, trap
4 or snare or like device of any kind any wild turkey, ruffed
5 grouse, pheasant or quail;

6 (7) Destroy or attempt to destroy needlessly or willfully
7 the nest or eggs of any wild bird or have in his or her
8 possession the nest or eggs unless authorized to do so under
9 rules promulgated by or under a permit issued by the Director;

10 (8) Except as provided in ~~section six of this article~~ §20-
11 2-6 or §20-2-6a, carry an uncased or loaded ~~gun~~ rifle or shotgun
12 in any of the woods of this state except during the open
13 firearms hunting season for wild animals and nonmigratory wild
14 birds within any county of the state, unless he or she has in
15 his or her possession a permit in writing issued to him or her
16 by the director: *Provided*, That this section may not prohibit
17 hunting or taking of unprotected species of wild animals and
18 wild birds and migratory wild birds, during the open season, in
19 the open fields, open water and open marshes of the state;

20 (9) Have in his or her possession a crossbow with a nocked
21 bolt, a loaded ~~firearm or a firearm from the magazine of which~~
22 ~~all shells and cartridges have not been removed~~ rifle or a
23 loaded shotgun, in or on any vehicle or conveyance, or its
24 attachments, within the state, except as may otherwise be

1 provided by law or regulation. Except as hereinafter provided,
2 between five o'clock postmeridian of one day and seven o'clock
3 antemeridian, eastern standard time of the day following, any
4 unloaded ~~firearm~~ rifle, unloaded shotgun or crossbow, being
5 lawfully carried in accordance with the foregoing provisions,
6 shall be so carried only when in a case or taken apart and
7 securely wrapped. During the period from the first day of July
8 to the thirtieth day of September, inclusive, of each year, the
9 foregoing requirements relative to carrying certain unloaded
10 ~~firearms~~ rifles, shotguns and crossbows shall be permissible
11 only from eight-thirty o'clock postmeridian to five o'clock
12 antemeridian, eastern standard time: *Provided*, That the time
13 periods for carrying unloaded and uncased ~~firearms~~ rifles,
14 shotguns and crossbows are extended for one hour after the
15 postmeridian times and one hour before the antemeridian times
16 established above if a hunter is preparing to or in the process
17 of transporting or transferring the ~~firearms~~ rifles, shotguns or
18 crossbows to or from a hunting site, campsite, home or other
19 place of abode;

20 (10) Hunt, catch, take, kill, trap, injure or pursue with
21 firearms or other implement by which wildlife may be taken after
22 the hour of five o'clock antemeridian on Sunday on private land
23 without the written consent of the landowner any wild animals or
24 wild birds except:

1 (A) When a big game season opens on a Monday, the Sunday
2 prior to that opening day ~~will~~ shall be closed for any taking of
3 wild animals or birds after five o'clock antemeridian on that
4 Sunday; and

5 (B) ~~Provided, That~~ Traps previously and legally set may be
6 tended after the hour of five o'clock antemeridian on Sunday.
7 ~~and the~~ A person so doing tending traps as authorized under this
8 paragraph, who is not licensed to carry concealed pistols and
9 revolvers under §61-7-4 or otherwise authorized by the laws of
10 this state to carry a concealed pistol or revolver, may not
11 carry ~~only~~ on or about his person any firearm other than a
12 pistol or revolver that is carried for self-defense purposes or
13 a twenty-two caliber firearm that is carried for the purpose of
14 humanely dispatching trapped animals.

15 Any person violating the provisions of this subdivision is
16 guilty of a misdemeanor and, upon conviction thereof, in
17 addition to any fines that may be imposed by this or other
18 sections of this code, shall be subject to a one hundred-dollar
19 fine;

20 (11) Hunt with firearms or long bow while under the
21 influence of ~~intoxicating liquor~~ alcohol;

22 (12) Hunt, catch, take, kill, injure or pursue a wild
23 animal or bird with the use of a ferret;

1 (13) Buy raw furs, pelts or skins of fur-bearing animals
2 unless licensed to do so;

3 (14) Catch, take, kill or attempt to catch, take or kill
4 any fish at any time by any means other than by rod, line and
5 hooks with natural or artificial lures unless otherwise
6 authorized by law or rules issued by the Director: *Provided,*
7 That snaring of any species of suckers, carp, fallfish and creek
8 chubs shall at all times be lawful;

9 (15) Employ or hire, or induce or persuade, by the use of
10 money or other things of value, or by any means, any person to
11 hunt, take, catch or kill any wild animal or wild bird except
12 those species on which there is no closed season, or to fish
13 for, catch, take or kill any fish, amphibian or aquatic life
14 which is protected by the provisions of this chapter or rules of
15 the Director or the sale of which is prohibited;

16 (16) Hunt, catch, take, kill, capture, pursue, transport,
17 possess or use any migratory ~~game or nongame~~ birds ~~included in~~
18 ~~the terms of conventions between the United States and Great~~
19 ~~Britain and between the United States and United Mexican States~~
20 ~~for the protection of migratory birds and wild mammals~~
21 ~~concluded, respectively, the sixteenth day of August, one~~
22 ~~thousand nine hundred sixteen, and the seventh day of February,~~
23 ~~one thousand nine hundred thirty-six,~~ except during the time and

1 in the manner and numbers prescribed by the Federal Migratory
2 Bird Treaty Act and regulations made thereunder;

3 (17) Kill, take, catch or have in his or her possession,
4 living or dead, any wild bird other than a game bird; or expose
5 for sale or transport within or without the state any bird
6 except as aforesaid. No part of the plumage, skin or body of any
7 protected bird shall be sold or had in possession for sale
8 except mounted or stuffed plumage, skin, bodies or heads of the
9 birds legally taken and stuffed or mounted, irrespective of
10 whether the bird was captured within or without this state,
11 except the English or European sparrow (*passer domesticus*),
12 starling (*sturnus vulgaris*) and cowbird (*molothrus ater*), which
13 may not be protected and the killing thereof at any time is
14 lawful;

15 (18) Use dynamite or any like explosive or poisonous
16 mixture placed in any waters of the state for the purpose of
17 killing or taking fish. Any person violating the provisions of
18 this subdivision is guilty of a felony and, upon conviction
19 thereof, shall be fined not more than five hundred dollars, ~~or~~
20 imprisoned for not less than six months nor more than three
21 years, or both ~~fined and imprisoned~~;

22 (19) Have ~~a bow and gun, or have a gun and any arrow or~~
23 ~~arrows,~~ in the fields or woods at the same time:

24 (A) A bow and:

1 (i) A rifle; or

2 (ii) A shotgun; or

3 (B) Any arrow or arrows and:

4 (i) A rifle; or

5 (ii) A shotgun;

6 (20) Except as authorized in §20-2-5g, have a crossbow in
7 the woods or fields or use a crossbow to hunt for, take or
8 attempt to take any wildlife;

9 (21) Take or attempt to take turkey, bear, elk or deer with
10 any arrow unless the arrow is equipped with a point having at
11 least two sharp cutting edges measuring in excess of three
12 fourths of an inch wide;

13 (22) Take or attempt to take any wildlife with an arrow
14 having an explosive head or shaft, a poisoned arrow or an arrow
15 which would affect wildlife by any chemical action;

16 (23) Shoot an arrow across any public highway or from
17 aircraft, motor-driven watercraft, motor vehicle or other land
18 conveyance;

19 (24) Permit any dog owned by him or her or under his or her
20 control to chase, pursue or follow upon the track of any wild
21 animal or wild bird, either day or night, between the first day
22 of May and the fifteenth day of August next following:
23 *Provided,* That dogs may be trained on wild animals and wild
24 birds, except deer and wild turkeys, and field trials may be

1 held or conducted on the grounds or lands of the owner or by his
2 or her bona fide tenant or tenants or upon the grounds or lands
3 of another person with his or her written permission or on
4 public lands, at any time: *Provided, however,* That nonresidents
5 may not train dogs in this state at any time except during the
6 legal small game hunting season: *Provided further,* That the
7 person training said dogs does not have firearms or other
8 implements in his or her possession during the closed season on
9 wild animals and wild birds, whereby wild animals or wild birds
10 could be taken or killed;

11 (25) Conduct or participate in a field trial,
12 shoot-to-retrieve field trial, water race or wild hunt hereafter
13 referred to as trial: *Provided,* That any person, group of
14 persons, club or organization may hold such trial at any time of
15 the year upon obtaining a permit as is provided for in ~~section~~
16 ~~fifty six of this article~~ §20-2-56. The person responsible for
17 obtaining the permit shall prepare and keep an accurate record
18 of the names and addresses of all persons participating in said
19 trial, and make same readily available for inspection by any
20 conservation officer upon request;

21 (26) Except as provided in ~~section four of this article~~
22 §20-2-4, hunt, catch, take, kill or attempt to hunt, catch, take
23 or kill any wild animal, wild bird or wild fowl except during
24 the open season established by rule of the director as

1 authorized by ~~subdivision (6), section seven, article one of~~
2 ~~this chapter §20-1-7(6);~~

3 (27) Hunt on public lands on Sunday after five o'clock
4 antemeridian, ~~is prohibited~~ except that traps previously and
5 legally set may be tended after the hour of five o'clock
6 antemeridian on Sunday. A person tending traps as authorized
7 under this subdivision, who is not licensed to carry concealed
8 pistols and revolvers under §61-7-4 or otherwise authorized by
9 the laws of this state to carry a concealed pistol or revolver,
10 may not carry on or about his person any firearm other than a
11 pistol or revolver that is carried for self-defense purposes or
12 a twenty-two caliber firearm that is carried for the purpose of
13 humanely dispatching trapped animals; and

14 (28)(A) Hunt, catch, take, kill, trap, injure or pursue
15 with firearms or other implement which wildlife can be taken, on
16 private lands on Sunday after the hour of five o'clock
17 antemeridian: *Provided*, That traps previously and legally set
18 may be tended after the hour of five o'clock antemeridian on
19 Sunday. A person tending traps as authorized under this
20 paragraph who is not licensed to carry concealed pistols and
21 revolvers under §61-7-4 or otherwise authorized by the laws of
22 this state to carry a concealed pistol or revolver may not carry
23 on or about his person any firearm other than a pistol or
24 revolver that is carried for self-defense purposes or a twenty-

1 two caliber firearm that is carried for the purpose of humanely
2 dispatching trapped animals.

3 (B)(i) The provisions of this subdivision do not apply in
4 any county until the county commission of the county holds an
5 election on the question of whether the provisions of this
6 subdivision prohibiting hunting on Sunday shall apply within the
7 county and the voters approve the allowance of hunting on Sunday
8 in the county. The election shall be determined by a vote of the
9 resident voters of the county in which the hunting on Sunday is
10 proposed to be authorized. The county commission of the county
11 in which Sunday hunting is proposed shall give notice to the
12 public of the election by publication of the notice as a Class
13 II-0 legal advertisement in compliance with the provisions of
14 article three, chapter fifty-nine of this code, and the
15 publication area for the publication shall be the county in
16 which the election is to be held. The date of the last
17 publication of the notice shall fall on a date within the period
18 of the fourteen consecutive days next preceding the election.

19 (ii) On the local option election ballot shall be printed
20 the following:

21 Shall hunting on Sunday be authorized in _____ County?

22 [] Yes [] No

23 (Place a cross mark in the square opposite your choice.)

1 (iii) Any local option election to approve or disapprove of
2 the proposed authorization of Sunday hunting within a county
3 shall be in accordance with procedures adopted by the
4 commission. The local option election may be held in
5 conjunction with a primary or general election, or at a special
6 election. Approval shall be by a majority of the voters casting
7 votes on the question of approval or disapproval of Sunday
8 hunting at the election.

9 (iv) If a majority votes against allowing Sunday hunting,
10 no election on the issue may be held for a period of one hundred
11 four weeks. If a majority votes "yes" no election reconsidering
12 the action may be held for a period of five years. A local
13 option election may thereafter be held if a written petition of
14 qualified voters residing within the county equal to at least
15 five percent of the number of persons who were registered to
16 vote in the next preceding general election is received by the
17 county commission of the county in which Sunday hunting is
18 authorized. The petition may be in any number of counterparts.
19 The election shall take place at the next primary or general
20 election scheduled more than ninety days following receipt by
21 the county commission of the petition required by this
22 subsection: *Provided*, That the issue may not be placed on the
23 ballot until all statutory notice requirements have been met. No
24 local law or regulation providing any penalty, disability,

1 restriction, regulation or prohibition of Sunday hunting may be
2 enacted, and the provisions of this article preempt all
3 regulations, rules, ordinances and laws of any county or
4 municipality in conflict with this subdivision; or

5 (29) Hunt or conduct hunts for a fee where the hunter is
6 not physically present in the same location as the wildlife
7 being hunted within West Virginia.

8 **§20-2-6a. Carrying pistols and revolvers by concealed weapons**
9 **licensees not prohibited; exceptions.**

10 (a) Notwithstanding any provision of this ~~code~~ chapter to
11 the contrary, a person licensed to carry a concealed ~~weapon~~
12 ~~pursuant to the provisions of section four, article seven,~~
13 ~~chapter sixty one of this code~~ pistols and revolvers under §61-
14 7-4 or otherwise authorized to carry concealed pistols or
15 revolvers without a license pursuant to federal law or the laws
16 of this state, who is not prohibited at the time from possessing
17 ~~a firearm pursuant to the provisions of section seven, article~~
18 ~~seven, chapter sixty one of this code or~~ pistols or revolvers by
19 ~~any applicable federal law~~ or the laws of this state, may
20 possess, carry a handgun in a concealed manner or transport
21 loaded or unloaded pistols and revolvers or ammunition therefor
22 for self defense purposes while afield hunting, fishing, hiking,
23 camping, or in or on a motor vehicle, all-terrain vehicle,
24 vessel, motorboat, personal watercraft or other means of

1 transportation or conveyance, or engaging in any other activity
2 regulated by this chapter.

3 (b) This section shall supersede any prohibition on the
4 possession, carrying or transportation of pistols or revolvers
5 or ammunition therefor contained in any other provision of this
6 chapter.

7 (c) The provisions of this section shall not exempt any
8 person engaged in hunting or fishing from obtaining any hunting
9 or fishing license or stamp required by the division of natural
10 resources.

11 **§20-2-421. Class A-1 small arms hunting stamp.**

12 (a) ~~Notwithstanding the provisions of section two, article~~
13 ~~seven, chapter sixty-one of this code,~~ A Class A-1 stamp is a
14 small arms hunting stamp. To be eligible to get a Class A-1
15 stamp, a person must be legally able to possess a ~~firearm~~ pistol
16 or revolver under federal law and the laws of this state. If a
17 person is otherwise qualified, a Class A-1 stamp may be issued
18 to a person who is at least twenty-one years of age ~~or older~~ who
19 holds a valid resident or nonresident hunting license, or to a
20 person who is a resident sixty-five years of age or older, but a
21 Class A-1 stamp shall never be issued to a person who has been
22 convicted of a misdemeanor associated with the use of firearms
23 or dangerous weapons or who ~~has been convicted of a felony~~ is

1 prohibited by federal law or the laws of this state from
2 possessing a pistol or revolver.

3 **(b)** A Class A-1 stamp entitles the licensee to hunt, as
4 otherwise permitted by the provisions of this chapter, but only
5 during small game and big game seasons as established annually
6 by the Director, with either a revolver or pistol which has a
7 barrel at least four inches in length. Unless otherwise
8 permitted by ~~the Code of West Virginia~~ this code, or unless the
9 licensee is also licensed to carry concealed pistols and
10 revolvers under §61-7-4 or otherwise authorized by the laws of
11 this state to carry a concealed pistol or revolver, a Class A-1
12 stamp entitles the licensee to carry or have in his or her
13 possession only one revolver or pistol when going to and from
14 his or her home or residence and a place of hunting and while
15 hunting: *Provided*, That the Class A-1 stamp may not be valid
16 unless the licensee has in his or her possession a valid
17 resident or nonresident hunting license or is a resident sixty-
18 five years of age or older: ~~*Provided, however, That at all*~~
19 ~~*times, when not actually hunting, the revolver or pistol shall*~~
20 ~~*be unloaded.*~~ While hunting, the licensee shall carry the
21 revolver or pistol with which the licensee is hunting in an
22 ~~unconcealed and easily visible place~~ a manner that is not
23 concealed, as defined in §61-7-2, unless the licensee is also
24 licensed to carry concealed pistols and revolvers under §61-7-4

1 or otherwise authorized by the laws of this state to carry a
2 concealed pistol or revolver, or as otherwise provided by this
3 code. The fee for the stamp is eight dollars.

4 (c) A lifetime Class A-1 stamp may be issued to anyone
5 otherwise qualified and holding a valid Class A-L or AB-L
6 license or to a resident sixty-five years of age or older. The
7 lifetime Class A-1 stamp will be issued in a form prescribed by
8 the Director. The fee for a lifetime Class A-I stamp is seventy-
9 five dollars.

10 (d) All fees collected for the issuance of the Class A-1
11 and lifetime Class A-1 stamps shall be deposited in the State
12 Treasury and credited to the law-enforcement section of the
13 Division of Natural Resources. The fees collected shall be paid
14 out of the State Treasury on order of the Director and used
15 solely for law-enforcement purposes.

16 (e) Any person convicted of a misdemeanor associated with
17 the use of firearms or dangerous weapons ~~or convicted of a~~
18 ~~felony,~~ or any person who becomes ~~legally unable to possess a~~
19 ~~firearm~~ prohibited by federal law or the laws of this state from
20 possessing a pistol or revolver shall immediately surrender the
21 stamp to the Division of Natural Resources. A holder of a Class
22 A-1 or lifetime Class A-1 stamp is required to purchase the
23 appropriate base license before participating in the activities
24 specified in this section, except as noted.

1 **§20-2-46e. Class Q special hunting permit for disabled persons.**

2 (a) A Class Q permit is a special statewide hunting permit
3 entitling the permittee to hunt all legal species of game during
4 the designated hunting seasons from a motor vehicle in
5 accordance with the provisions of this section.

6 (b) A permit form shall be furnished by the director to an
7 applicant who meets the following requirements:

8 (1) He or she is permanently disabled in the lower
9 extremities; and

10 (2) He or she holds a valid resident or nonresident
11 statewide hunting license, a senior citizens license or is
12 otherwise exempt from the license requirement.

13 (c) A licensed physician must certify the applicant's
14 permanent disability by completing the permit form. When
15 completed, the permit form constitutes a Class Q permit. The
16 Class Q permit and a completed license application shall be
17 submitted to the division, which will issue a wallet sized card
18 to the permittee. The card and all other documents and
19 identification required to be carried by this article shall be
20 in the permittee's possession when hunting.

21 (d) A Class Q permit entitles the holder to hunt from a
22 motor vehicle and, notwithstanding the provisions of subdivision
23 (9), section five of this article, to possess a loaded firearm

1 rifle or shotgun in a motor vehicle, but only under the
2 following circumstances:

3 (1) The motor vehicle is stationary;

4 (2) The engine of the motor vehicle is not operating;

5 (3) The permittee and one individual, who is at least
6 sixteen years of age, to assist the permittee are the only
7 occupants of the vehicle;

8 (4) The individual assisting the permittee may not hunt
9 with a firearm, bow or cross-bow while assisting the permittee;

10 (5) The vehicle is not parked on the right-of-way of any
11 public road or highway; and

12 (6) The permittee observes all other pertinent laws and
13 regulations.

14 (e) The director may propose rules for legislative approval
15 in accordance with the provisions of article three, chapter
16 twenty-nine-a of this code setting forth the qualifications of
17 applicants and the permitting process.

18 **CHAPTER 61. CRIMES AND THEIR PUNISHMENT.**

19 **ARTICLE 7. DANGEROUS WEAPONS.**

20 **§61-7-6. Exceptions to requirement for license to carry**
21 **concealed weapons.**

22 The licensure provisions set forth in this article do not
23 apply to:

1 (1) Any person carrying a deadly weapon upon his or her own
2 premises; nor shall anything herein prevent a person from
3 carrying any firearm, unloaded, from the place of purchase to
4 his or her home, residence or place of business or to a place of
5 repair and back to his or her home, residence or place of
6 business, nor shall anything herein prohibit a person from
7 possessing a firearm while hunting in a lawful manner or while
8 traveling from his or her home, residence or place of business
9 to a hunting site and returning to his or her home, residence or
10 place of business;

11 (2) Any person who is a member of a properly organized
12 target-shooting club authorized by law to obtain firearms by
13 purchase or requisition from this state or from the United
14 States for the purpose of target practice from carrying any
15 pistol, as defined in this article, unloaded, from his or her
16 home, residence or place of business to a place of target
17 practice and from any place of target practice back to his or
18 her home, residence or place of business, for using any such
19 weapon at a place of target practice in training and improving
20 his or her skill in the use of the weapons;

21 (3) Any law-enforcement officer or law-enforcement official
22 as defined in section one, article twenty-nine, chapter thirty
23 of this code;

1 (4) Any employee of the West Virginia Division of
2 Corrections duly appointed pursuant to the provisions of section
3 five, article five, chapter twenty-eight of this code while the
4 employee is on duty;

5 (5) Any member of the Armed Forces of the United States or
6 the militia of this state while the member is on duty;

7 (6) Any circuit judge, including any retired circuit judge
8 designated senior status by the Supreme Court of Appeals of West
9 Virginia, Prosecuting Attorney, Assistant Prosecuting Attorney
10 or a duly appointed investigator employed by a Prosecuting
11 Attorney;

12 ~~(7) Any resident of another state who holds a valid license~~
13 ~~to carry a concealed weapon by a state or a political~~
14 ~~subdivision which has entered into a reciprocity agreement with~~
15 ~~this state, subject to the provisions and limitations set forth~~
16 ~~in section six a of this article;~~

17 ~~(8)~~ Any federal law-enforcement officer or federal police
18 officer authorized to carry a weapon in the performance of the
19 officer's duty; ~~and~~

20 ~~(9)~~ (8) Any Hatfield-McCoy regional recreation authority
21 ranger while the ranger is on duty;

22 (9) Any resident of another state who holds a valid license
23 to carry a concealed weapon by a state or a political
24 subdivision which has entered into a reciprocity agreement with

1 this state, subject to the provisions and limitations set forth
2 in section six-a of this article; or
3 (10) Any person who is at least eighteen years of age, may
4 lawfully possess a firearm under federal law and the laws of
5 this state, is possessing a concealed deadly weapon while in a
6 private motor vehicle or other private means of transportation
7 or conveyance and the weapon is in a glove compartment or
8 console, whether or not locked; snapped in a holster that is not
9 being carried on the person of an unlicensed individual; in a
10 gun case, whether or not locked; or in a closed box or container
11 which requires a lid, cover, zipper, buckle, snap or other
12 closing mechanism to be opened for access.

NOTE: The purpose of this bill is to permit the concealed carrying of certain weapons within vehicles without a permit. This is similar to Florida's "glove box law" that permits adults not prohibited from possessing firearms to keep a handgun in a car's glove box or console without a concealed weapon permit.

Strike-throughs indicate language which would be eliminated; underscoring indicates new language which would be added.

This bill was proposed by Jim Mullins <jmullins@wvcdl.org>