

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 18.2-56.1 of the Code of Virginia, relating to reckless handling of*  
3 *firearms; penalty.*

4 [S 65]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 18.2-56.1 of the Code of Virginia is amended and reenacted as follows:**8 **§ 18.2-56.1. Reckless handling of firearms; reckless handling while hunting.**

9 A. It shall be unlawful for any person to handle recklessly any firearm so as to endanger the life,  
10 limb or property of any person. Any person violating this section shall be guilty of a Class 1  
11 misdemeanor.

12 *A1. Any person who handles any firearm in a manner so gross, wanton, and culpable as to show a*  
13 *reckless disregard for human life and causes the serious bodily injury of another person resulting in*  
14 *permanent and significant physical impairment is guilty of a Class 6 felony.*

15 B. If this section is violated while the person is engaged in hunting, trapping or pursuing game, the  
16 trial judge may, in addition to the penalty imposed by the jury or the court trying the case without a  
17 jury, revoke such person's hunting or trapping license and privileges to hunt or trap while possessing a  
18 firearm for a period of one to five years.

19 C. Upon a revocation pursuant to subsection B hereof, the clerk of the court in which the case is  
20 tried pursuant to this section shall forthwith send to the Department of Game and Inland Fisheries (i)  
21 such person's revoked hunting or trapping license or notice that such person's privilege to hunt or trap  
22 while in possession of a firearm has been revoked and (ii) a notice of the length of revocation imposed.  
23 The Department shall keep a list which shall be furnished upon request to any law-enforcement officer,  
24 the attorney for the Commonwealth or court in this Commonwealth, and such list shall contain the  
25 names and addresses of all persons whose license or privilege to hunt or trap while in possession of a  
26 firearm has been revoked and the court which took such action.

27 D. If any person whose license to hunt and trap, or whose privilege to hunt and trap while in  
28 possession of a firearm, has been revoked pursuant to this section, thereafter hunts or traps while in  
29 possession of a firearm, he shall be guilty of a Class 1 misdemeanor, and, in addition to any penalty  
30 imposed by the jury or the court trying the case without a jury, the trial judge may revoke such person's  
31 hunting or trapping license and privileges to hunt or trap while in possession of a firearm for a period  
32 of one year to life. The clerk of the court shall notify the Department of Game and Inland Fisheries as  
33 is provided in subsection C herein.

34 **2. That the provisions of this act may result in a net increase in periods of imprisonment or**  
35 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot**  
36 **be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter**  
37 **806 of the Acts of Assembly of 2013 requires the Virginia Criminal Sentencing Commission to**  
38 **assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated amount of the**  
39 **necessary appropriation cannot be determined for periods of commitment to the custody of the**  
40 **Department of Juvenile Justice.**

ENROLLED

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