

2018 SESSION

INTRODUCED

18101559D

SENATE BILL NO. 145

Offered January 10, 2018

Prefiled December 28, 2017

A *BILL to amend the Code of Virginia by adding a section numbered 18.2-308.1:01, relating to transfers of firearms; penalties.*

Patron—Edwards

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 18.2-308.1:01 as follows:

§ 18.2-308.1:01. Firearm transfers; penalties.

A. *Any person not a licensed dealer who conducts business as a merchant of firearms for valuable consideration may not sell a firearm to a buyer without having a background check of the buyer conducted by a federally licensed firearms dealer.*

B. *For purposes of this section, merchant is as defined in § 8.2-104.*

C. *Notwithstanding the foregoing, unless otherwise required by state or federal law, an individual who transfers a firearm to a family member or personal friend, by inheritance, by operation of law, or for a temporary purpose shall not be required to conduct the background check described by this section.*

D. *A violation of this section is a Class 3 misdemeanor.*

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