

2021 SPECIAL SESSION I

HOUSE SUBSTITUTE

21103262D

HOUSE BILL NO. 1909

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Public Safety
on January 22, 2021)

(Patron Prior to Substitute—Delegate Subramanyam)

A *BILL to amend the Code of Virginia by adding a section numbered 22.1-131.1, relating to certain school board property; establishment of gun-free zone permitted.*

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 22.1-131.1 as follows:

§ 22.1-131.1. *Certain school board property; establishment of gun-free zone permitted.*

Notwithstanding the provisions of § 15.2-915, in addition to ensuring compliance with the federal Gun-Free School Zones Act of 1990, 18 U.S.C. § 922(q), any school board may deem any property that it owns or leases outside of school zones, as that term is defined in 18 U.S.C. § 921, as a gun-free zone and may prohibit any individual from knowingly purchasing, possessing, transferring, carrying, storing, or transporting firearms, ammunition, or components or combination thereof while such individual is upon such property. Such prohibition shall not apply to (i) any law-enforcement officer; (ii) any retired law-enforcement officer qualified to carry firearms pursuant to subsection C of § 18.2-308.016; (iii) any individual who possesses an unloaded firearm that is in a closed container in or upon a motor vehicle or an unloaded shotgun or rifle in a firearms rack in or upon a motor vehicle; or (iv) any individual who has a valid concealed handgun permit and possesses a concealed handgun while in a motor vehicle in a parking lot, traffic circle, or other means of vehicular ingress to or egress from the school board property.

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