

1998 SESSION

INTRODUCED

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SENATE BILL NO. 130

Offered January 14, 1998

A BILL to amend the Code of Virginia by adding a section numbered 18.2-283.2, relating to possessing or carrying a dangerous weapon in certain county-owned or -operated community or recreation centers; penalty.

Patrons—Gartlan, Barry, Howell, Saslaw, Ticer, Whipple and Woods; Delegates: Albo, Almand, Dillard, Keating and Plum

Referred to the 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 18.2-283.2 as follows:

§ 18.2-283.2. Possessing or carrying dangerous weapons into certain county-owned or -operated community or recreation centers; penalty.

Notwithstanding the provisions of § 15.2-915, the governing body of any county that has adopted the urban county executive form of government may, by ordinance, make it unlawful for any person to possess a dangerous weapon in a county-owned or -operated community or recreation center or to transport a dangerous weapon into a county-owned or -operated community or recreation center. An ordinance adopted pursuant to this section shall provide for appropriate exemptions for educational, instructional, theatrical and historical events. The ordinance shall not apply to public streets, roads or highways within the county but may be made applicable to access roads and parking areas for the facilities which are subject to the ordinance.

Notice of the ordinance shall be posted at each public entrance to each facility within the scope of the ordinance. A violation of the ordinance shall be made punishable as a Class 1 misdemeanor, and upon conviction, any weapon seized shall be disposed of as provided in subsection A of § 18.2-310.

For the purposes of this section, the term "dangerous weapon" means any gun or other weapon designed or intended to propel a missile or projectile of any kind; any frame, receiver, muffler, silencer, missile, projectile or ammunition designed for use with any gun or other weapon designed or intended to propel a missile or projectile of any kind; or any explosive, taser, stun weapon, knife or other weapon specified in subsection A of § 18.2-308.

No such ordinance shall apply to the following individuals who are carrying dangerous weapons: (i) any law-enforcement officer, as defined by § 9-169; (ii) any game warden, animal warden or deputy animal warden; (iii) any special police officer; or (iv) any magistrate, court officer or judge.

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