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WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1996

— • —

ENROLLED

Com. Sub. for
HOUSE BILL No. 4484

(By Delegate Michael Mezzatesta, Harry Collins, Ryan, Ashley + Fancloth)

— • —

Passed March 9, 1996

In Effect 90 Days From Passage

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OFFICE OF THE CLERK
SENATE/STATE HOUSE

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COMMITTEE SUBSTITUTE

FOR

H. B. 4484

(BY DELEGATES MICHAEL, MEZZATESTA, WARNER,
COLLINS, RYAN, ASHLEY AND FAIRCLOTH)

[Passed March 9, 1996; in effect ninety days from passage.]

AN ACT to amend and reenact section five-a, article twelve, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, restricting municipal powers to limit the rights of persons with respect to firearms and ammunition; exception; and effective date.

Be it enacted by the Legislature of West Virginia:

That section five-a, article twelve, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 12. GENERAL AND SPECIFIC POWERS, DUTIES AND ALLIED RELATIONS OF MUNICIPALITIES, GOVERNING BODIES AND MUNICIPAL OFFICERS AND EMPLOYEES; SUITS AGAINST MUNICIPALITIES.

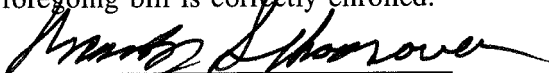
§8-12-5a. Limitations upon municipalities' power to restrict the purchase, possession, transfer, ownership, carrying, transport, sale and storage of certain weapons and ammunition.

1 (a) Notwithstanding the provisions of section five of

2 this article, no municipality, after the effective date of this
3 section, may enact an ordinance which is more restrictive
4 of a person's ability to purchase, own, possess, transfer,
5 transport or store a firearm or ammunition than any federal
6 or state provision of law which restricts such ability of a
7 person.

8 (b) Nothing in this section shall limit the authority of a
9 municipality to enact an ordinance exercising the authority
10 granted to municipalities by the provisions of subdivision
11 (16), section five of this article: *Provided*, That no
12 municipality shall, after the effective date of this section,
13 enact any ordinance limiting the ability of a person possessing
14 a state-wide license to carry a concealed weapon in
15 a manner not proscribed by federal or state law.

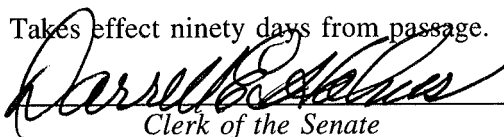
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



Chairman Senate Committee

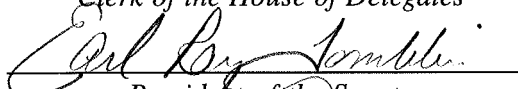

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

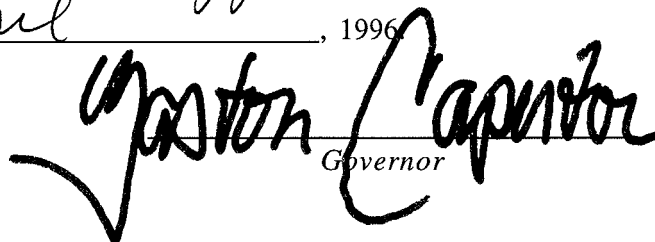

Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within is disapproved this the 1st
day of April, 1996


Governor

PRESENTED TO THE

GOVERNOR/

Date 3/27/96

Time 2:42pm