

HOUSE BILL NO. HB0113

Concealed weapon authority.

Sponsored by: Representative(s) Quarberg, Brechtel,
 Buchanan, Davison, Diercks, Gingery,
 Illoway, Jaggi, Semlek, Simpson, Wallis and
 Zwonitzer, Dn. and Senator(s) Case, Coe,
 Jennings and Ross

A BILL

for

1 AN ACT relating to concealed weapons; authorizing the
 2 carrying of concealed weapons by nonfelons as specified;
 3 providing limitations; restricting felons and others from
 4 carrying concealed weapons as specified; and providing for
 5 an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 6-8-105 is created to read:

10

11 **6-8-105. Wearing or carrying concealed weapons;**
 12 **nonpermit holders; violations, penalties.**

13

14 (a) To carry a concealed deadly weapon without a
 15 permit under W.S. 6-8-104(a)(iv), a person shall:

1

2 (i) Be at least twenty-one (21) years of age;

3

4 (ii) Not suffer from a physical infirmity which
5 prevents the safe handling of a firearm;

6

7 (iii) Not have been found ineligible to possess
8 a firearm pursuant to 18 U.S.C. section 922(g) and not have
9 been convicted of any felony in any state, territory or
10 other jurisdiction of the United States;

11

12 (iv) Not have been committed to a state or
13 federal facility for the abuse of a controlled substance or
14 convicted of a violation of W.S. 35-7-1001 through
15 35-7-1059 or similar laws of any other state or the United
16 States relating to controlled substances;

17

18 (v) Not chronically or habitually use alcoholic
19 liquor or malt beverages to the extent that his normal
20 faculties are impaired. It shall be presumed under this
21 section that a person chronically and habitually uses
22 alcoholic liquor or malt beverages to the extent that his
23 normal faculties are impaired if the person has been
24 involuntarily committed to any residential facility

1 pursuant to the laws of this state or similar laws of any
2 other state as a result of the use of alcohol;

3

4 (vi) Have been a resident of the state for at
5 least six (6) months before carrying a concealed deadly
6 weapon under this section.

7

8 (b) Whenever a person carrying a concealed deadly
9 weapon under this section is stopped, detained, questioned
10 or addressed in person by a peace officer, he shall, upon
11 request, inform the peace officer that he is carrying a
12 concealed deadly weapon under this section. The peace
13 officer may secure the concealed deadly weapon, or direct
14 that it be secured, during the duration of the contact
15 between the person and the peace officer if the peace
16 officer determines that the action is necessary for the
17 safety of any person present, including the peace officer.

18

19 (c) A person shall not carry a concealed deadly
20 weapon under this section into any location specified in
21 W.S. 6-8-104(t).

22

23 **Section 2.** W.S. 6-8-104(a)(ii), (iii) and by creating
24 a new paragraph (iv) is amended to read:

1

2 6-8-104. Wearing or carrying concealed weapons;
3 penalties; exceptions; permits.

4

5 (a) A person who wears or carries a concealed deadly
6 weapon is guilty of a misdemeanor punishable by a fine of
7 not more than seven hundred fifty dollars (\$750.00),
8 imprisonment in the county jail for not more than six (6)
9 months, or both, unless:

10

11 (ii) The person possesses a permit under this
12 section;~~or~~

13

14 (iii) The person holds a valid permit
15 authorizing him to carry a concealed firearm authorized and
16 issued by a governmental agency or entity in another state
17 that recognizes Wyoming permits, is a valid statewide
18 permit, and the state has laws similar to the provisions of
19 this section, as determined by the attorney general,
20 including a proper background check of the permit holder;~~i-~~

21 or

22

23 (iv) The person meets the requirements of W.S.

24 6-8-105.

