



CHANGES TO EDITION

5

2003-2004

Thanks to **Mr. Philip Van Cleave** of the Virginia Citizens Defense League, for his invaluable research assistance.

The term "graf" is short for "paragraph."

Page 20: Replace grafs 2 & 3 starting/ending with: "However, the preemption law...than it sounds"

With: The state does allow localities to regulate some things, such as where a firearm can be discharged. Localities generally cannot regulate the purchase, possession, transfer, ownership, transporting, storing, or carrying of firearms. Title 15.2 in Appendix D lists most of the ways that a locality can regulate firearms.

It is important to note that *The Virginia Gun Owner's Guide* deals primarily with laws at the state and federal levels, and not at the local level. To learn if there are laws in effect that relate to your community, you must contact the proper authorities and read any local ordinances that may exist. For a list of phone numbers and addresses of these authorities see Appendix C. Getting local authorities to provide copies of their local gun laws may be tougher than it sounds.

Page 24: Graf 2 ending with: "\$18.2-308.2:01"; Add: *Illegal* aliens cannot possess guns at all under this section.

Page 32: Graf 1 ending with: "have or use firearms."; Add: A person who has a valid permit to carry a concealed handgun may purchase more than one handgun a month by showing the permit to the dealer.

Page 33: Replace graf 5 that starts/ends with: "Under most circumstances...State Police deem appropriate"

With: Under most circumstances, law-abiding Virginians who do not possess a valid concealed-handgun permit are restricted by §18.2-308:2.2 to purchasing no more than one handgun a month in any 30-day period. There is no truth to the fable about Virginians being required to purchase one handgun a month. If you are not a concealed-handgun-permit holder and you want to purchase more than one handgun in any 30-day period, you must make special application to the Department of State Police who will perform an enhanced background check. This involves contacting local authorities for information that might not be reported at the state level, and any other measures that the State Police deem appropriate.

Page 35: Replace grafs 3, 4, 5, and 6 starting/ending with: "Residents and businesses...official business as needed."

With: Residents and businesses in Virginia are not prohibited from buying and taking delivery of long guns (rifles and shotguns) from licensed dealers in other states. Licensed dealers, collectors, importers and manufacturers are not prohibited from selling long guns to residents of other states. Such purchases must conform to the local laws of both states and federal laws. Purchase of handguns out of your home state is prohibited by federal law.

Some dealers, concerned with overlapping and often conflicting state and federal gun laws, have been known to refuse sales to residents of other states.

Page 38: Graf 3 delete: "In Virginia this is made worse by laws at the county and even city or town level."

Page 40: Graf 4. Last sentence, add: TN, MT, UT, MO, OK, KY to the list of states that honor the permits of all other states. Graf 5, remove the above states.

Page 47: Delete graf 5, "If you are in county...police of the county"

Page 49: Delete graf 2, "Certain cities or counties...firearms requirements."

Page 54: 2nd graf, add "Machetes"
3rd graf, remove "social security number,"
4th graf, insert (\$100 for non-resident permits) after "exceed \$50"

6th graf, after "or similar purpose)" insert "A person with a valid permit and a concealed handgun would have to switch to open carry, which is not banned, to legally enter such a facility."

Page 55: 1st graf, after "extend your range of carry" insert "except in state parks"

Page 57: Graf 4, remove "social security number"

Page 58: Graf 1 replace: "If the record check...found to be ineligible." with "If the record check hasn't been completed in the 45 days allowed, a temporary 90-day permit will be issued by the clerk of the court and will be valid until your regular permit is ready. If you are found to be ineligible, then the 90-day temporary permit will be revoked."

Page 61: Last graf, add "Open carry is not prohibited in such places."

Page 62: Graf 3, add "Virginia prohibits carry of a firearm, ammunition, or other weapons into an air carrier airport terminal, even for permit holders, except as provided above. Be aware that the Metropolitan Washington Airport Authority (MWAA), which controls Reagan and Dulles airports, claims jurisdiction anywhere on its property or adjacent roads and MWAA forbids all weapons in any of those places. Thus, driving on the Dulles toll road with a gun in your car (or even a tiny knife), could get you a misdemeanor conviction. MWAA was created by a compact between Virginia and Washington, D.C., and sanctioned by the U.S. Congress. MWAA's claimed jurisdiction, especially over adjacent Virginia roads, is being disputed, but there is no definitive resolution yet."

Delete grafs 5 and 6:
"Chesapeake...guarantees"
Renumber graf 7 to be item "9"

Page 63: Graf 2 renumber to be item "10"
Graf 3 renumber to be item "11"

Page 65: Graf 2, delete last sentence
"Prohibited places may include entire...legally."

Page 83: Graf 2, delete last 2 sentences,
"In addition, any county...ignoring the state law."

Delete grafs 3 and 4, "This has lead to a motley...local law by local law-enforcement officers."

Page 84: Graf 1 should have been deleted from instructions directly above

Delete graf 2, "Preemption was strengthened again...employment relating to firearms."

Page 85: Remove 15.2-1208 in its entirety

Page 86: Change 18.2-287 to 15.2-1209.1, and change 18.2-287.1 to 15.2-915.2.

Page 87: Change 18.2-308 to 15.2-915.3.

Add after 15.2-915.3 above: §15.2-915.4. Allows localities to regulate pneumatic guns and paintball guns. Only parents, guardians and certain trainers can teach minors in the use of pneumatic guns.

Page 88: Delete graf 2, "Laws in place...as well as the state laws."

Page 89, 90, 91, 92: The new preemption law eliminates the patchwork of rules localities used to enforce against the public. Delete these whole pages.

Page 93: Delete top of page, "The purchase-permit... of the dealer."

Page 94: Delete items, 11, 12, 13, 14, 15, and 18. Renumber remaining items.

Page 95: Following counties have a deleted item above and some renumbered items: Fairfax, Richmond (city), Virginia Beach.

Page 233: Change 29.1-521 B to a C.

Page 235: Change 29.1-529 E to an F.

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