

## Restrictions On Carrying A Concealed Firearm Or Other Deadly Weapons By Qualified License Holders

A concealed firearm or other deadly weapon **MAY NOT** be carried in the following places:

- ☆ Police station or sheriff's office.
- ☆ Detention facility, prison or jail.
- ☆ Courthouse (Court of Justice, courtroom or court proceeding or any building that houses a court of law or the offices of a family law master.)(61-7-11A).
- ☆ Federal government property.
- ☆ It shall be unlawful for any person to possess any firearm or any other deadly weapon on any school bus as defined in section one, article one, chapter seventeen-a of this code, or in or on any public or private primary or secondary education building, structure, facility or grounds thereof, including any vocational education building, structure, facility or grounds thereof where secondary vocational education programs are conducted or at any school-sponsored function. (61-7-11A).
- ☆ Areas within airport where restricted access is controlled by the inspection of persons or property.
- ☆ Any place where the carrying of a firearm is prohibited by federal law.
- ☆ Any private property where posted or prohibited (61-7-14).

### Special Notice

Nothing in this brochure may be constructed to be in conflict with the provisions of Federal Law. Carrying a concealed handgun is a privilege, not a right. Your privilege has certain restrictions and imposes certain duties, many of which are regulated by state & federal laws, as well as local ordinances. The explanations of laws regulating carrying a handgun in this brochure are not an exhaustive list, and a private attorney should be able to provide advice in this regard.

## Qualifications For Concealed Pistol/Revolver License

- ☆ Applicant must be 21 years of age or older.
- ☆ Applicant must not be ineligible to carry a firearm pursuant to 18 USC 922(g).
- ☆ Applicant can be revoked under 18 USC 922(d) (1). This means under indictment for a felony.
- ☆ Applicant must not have been committed to a state or federal facility for abuse of a controlled substance or convicted of a misdemeanor relating to a controlled substance within a 3 year period preceding the date the application was submitted.
- ☆ Applicant must not have chronically and habitually used alcoholic beverages and must not have had two or more DUI convictions within a three year period preceding the date the application was submitted.
- ☆ Applicant must demonstrate competence with a firearm and have met the training requirements stated in West Virginia Code §61-7-4.
- ☆ Applicant must not have been adjudicated as incompetent and must not have been involuntarily or voluntarily committed to a mental institution.
- ☆ Has not been discharged from the Armed Forces under dishonorable conditions.

**Contact your local Sheriff at:**

West Virginia  
Sheriffs' Association



*"Serving West Virginia's  
Sheriffs and citizens for  
over 55 years"*

**Information on  
Concealed  
Pistol/Revolver  
Permits in  
West Virginia**

# Frequently Asked Questions:

## **What is the effective date of the concealed pistol/revolver law?**

March 8, 1996

## **What is the license fee?**

Seventy-five dollars at the time of application.

Fifteen dollars plus any fees for reduction/lamination or photo ID at the time of approval.

(West Virginia Retired Deputy Sheriffs, Correctional Officers, Conservation Officers, State Police and Municipal Police officers are exempt from the payment for the Concealed Pistol/Revolver license following the date of their retirement.)

## **What is the renewal fee?**

The same as the application fee for each five year renewal.

## **How long is the license valid?**

Five years from the date of issuance.

## **Is there a fine if I do not have my concealed deadly weapon license in my possession & am carrying a pistol/revolver?**

Yes, failure on the part of the license holder to have in his/her possession the Concealed Pistol/Revolver license when carrying a concealed firearm shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than fifty or more than two hundred dollars for each offense.

## **For what reason(s) would a license be denied, suspended or revoked?**

An application may be denied, or a license revoked or suspended, for any of the following:

- ☆ Criminal charges pending at time of application or renewal.
- ☆ Conviction of a felony.
- ☆ Conviction of two or more DUIs within the past three years. (This may be used by the Sheriff, at his/her discretion, to determine a potential addiction to alcohol.)
- ☆ Conviction of a misdemeanor relating to a controlled substance within the past three years. (This may be used by the Sheriff, at his/her discretion, to determine a potential addiction to a controlled substance.)
- ☆ Conviction of a crime of domestic violence.
- ☆ Commitment for alcohol or drug abuse within the past three years.
- ☆ Adjudication as an incompetent.
- ☆ An active emergency protective order or domestic violence order.
- ☆ Dishonorable discharge from military service.

## **What weapons are covered under the Concealed Pistol/Revolver permit?**

A pistol or revolver.

## **How can I legally carry a gun in my vehicle without a Concealed Pistol/Revolver permit?**

A deadly weapon shall not be deemed concealed on or about the person if it is located in a glove compartment, regularly installed in a motor vehicle by its manufacturer regardless of whether said compartment is locked, unlocked, or does not have a locking mechanism. WV Code 20-2-5(10) prohibits the vehicular transportation of a loaded firearm. Without a pistol/revolver permit, the firearm must be unloaded and carried only in a case or taken apart and securely wrapped.

## **I have recently moved, how do I notify the Sheriff of my new address?**

Within thirty days after the changing of a permanent address, you must fill out a form at your county

Sheriff's Office. You must have already changed your address on your drivers' license. A fee of \$5.00 will be charged for change of address and duplicate permits. The additional fee for photo ids may be charged.

## **How can I find a certified instructor for the required training class?**

You can contact your local Sheriff's Office and they will have a listing of instructors in your area. A recommendation for instructor will not be made, only the listing will be provided.

## **Can I reduce my Concealed Pistol permit to wallet size?**

Due to the law change effective May 15, 2000, the Sheriff's office will provide you with a reduced copy. In providing this, West Virginia Code §61-7-4 states, "The sheriff shall provide to each new licensee a duplicate license card, in size similar to other state identification cards and licenses, suitable for carrying in a wallet, and such license card is deemed a license for the purposes of this section." There may be an additional charge for lamination or a photo id card, depending on the County policy.

## **I have lost my Concealed Pistol/Revolver license, what do I need to do?**

If a license is lost, destroyed or stolen, the license shall be automatically invalid, and the person to whom it was issued may, upon payment of \$5.00 to the Sheriff, obtain a duplicate, upon furnishing a notarized statement to the Sheriff that the license has been lost or destroyed. A police report may be requested if the permit was stolen. There may be an additional charge for lamination or a photo id card, depending on the County policy.

## **How long will it take after I apply for my CCW license?**

By state law, the Sheriff, has 45 days to issue the permit or notify you of denial, in writing, and the reason for denial. If you are denied, you have 30 days to appeal the Sheriff's decision in the circuit court of the county in which the application was made, a petition seeking review of the denial.