

HOUSE BILL NO. HB0088

Concealed weapons.

Sponsored by: Representative(s) McOmie, Brown, Martin,
Reese and White and Senator(s) Case and
Decaria

A BILL

for

1 AN ACT relating to crimes and offenses; providing that the
2 offense of wearing or carrying a concealed weapon requires
3 that the weapon be on the defendant's person; providing a
4 grace period for renewal of a concealed weapon permit for
5 returning military personnel as specified; and providing
6 for an effective date.

7

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

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10 **Section 1.** W.S. 6-8-104(a)(intro), (ii), (iii), by
11 creating a new paragraph (iv) and (s) is amended to read:

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13 **6-8-104. Wearing or carrying concealed weapons;**
14 **penalties; exceptions; permits.**

15

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

6
7 (ii) The person possesses a permit under this
8 section;~~or~~

9
10 (iii) The person holds a valid permit
11 authorizing him to carry a concealed firearm authorized and
12 issued by a governmental agency or entity in another state
13 that recognizes Wyoming permits, is a valid statewide
14 permit, and the state has laws similar to the provisions of
15 this section, as determined by the attorney general,
16 including a proper background check of the permit holder;~~;~~
17 or

18
19 (iv) The person is age eighteen (18) years or
20 older and possesses a concealed firearm or other weapon for
21 self-defense or other lawful purpose within the interior of
22 a private conveyance, without a permit, if the firearm or
23 other weapon is securely encased or is otherwise not
24 readily accessible for immediate use. For purposes of this

1 paragraph, "securely encased" means in a glove compartment,
2 snapped in a holster, in a gun case, in a zippered gun case
3 or in a closed box or container which requires a lid or
4 cover to be opened for access.

5
6 (s) The permittee may renew his permit on or before
7 the expiration date by filing with the sheriff of the
8 applicant's county of residence the renewal form, a
9 notarized affidavit stating that the permittee remains
10 qualified pursuant to the criteria specified in this
11 section, and the required renewal fee. The permit shall be
12 renewed to a qualified applicant upon receipt of the
13 completed renewal application, appropriate payment of fees
14 and the division shall verify that the criminal history
15 information available to the division does not indicate
16 that possession of a firearm by the applicant would
17 constitute a violation of state or federal law. A permittee
18 who fails to file a renewal application on or before its
19 expiration date shall renew his permit by paying a late fee
20 of ten dollars (\$10.00). No permit shall be renewed six (6)
21 months or more after its expiration date, and the permit
22 shall be deemed to be permanently expired, except that a
23 permittee on active military duty outside the continental
24 United States when his permit expires may file a renewal

1 form without a late fee within ninety (90) days of
2 returning to the continental United States. A person whose
3 permit has permanently expired may reapply for a permit
4 pursuant to subsections (b) through (e) of this section.

5

6 **Section 2.** This act is effective July 1, 2006.

7

8 (END)