



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 79-24
Page No. 1 of 1

Agenda Title: ORDINANCE — To Prohibit Firearms, Ammunition, and Components in Certain Public Buildings and Facilities by Amending and Reordaining Section 13-62 Titled “Reserved” of the Code of the County of Henrico

<p>For Clerk's Use Only:</p> <p>Date: <u>2/27/2024</u></p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:</p>	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Whitehead</u> Seconded by (1) <u>Cooper</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Cooper, R.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>Nelson, T.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>Rogish, J.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>Schmitt, D.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>Whitehead, M.</td> <td align="center">✓</td> <td></td> <td></td> </tr> </tbody> </table>		YES	NO	OTHER	Cooper, R.	✓			Nelson, T.	✓			Rogish, J.	✓			Schmitt, D.	✓			Whitehead, M.	✓		
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After a duly advertised public hearing, the Board of Supervisors approved the attached ordinance.

Comment: The County Manager recommends approval of this Board paper.

By Agency Head _____ By County Manager 

Copy to: _____

Certified: _____
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

BLACKLINE

ORDINANCE — To Prohibit Firearms, Ammunition, and Components in Certain Public Buildings and Facilities by Amending and Reordaining Section 13-62 Titled "Reserved" of the Code of the County of Henrico

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 13-62 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 13-62. Reserved Possession of firearms, ammunition, and components in certain public buildings and facilities.

(a) Prohibition. The knowing possession, carrying, or transportation of any firearms, ammunition, or components or combination thereof is prohibited in any:

- 1. Building, or part thereof, owned or used by the county, or by any authority or local governmental entity created or controlled by the county, for governmental purposes; and**
- 2. Recreation or community center facility operated by the county, or by any authority or local governmental entity created or controlled by the county.**

(b) Permissible security measures. To implement this section, the director of public safety or his designee may provide for security measures, such as the use of metal detectors and increased use of security personnel, designed to reasonably prevent unauthorized access by a person with any firearms, ammunition, or components or combination thereof to buildings or facilities identified in subsection (a).

(c) Exceptions. The prohibition in subsection (a) does not apply to:

- 1. Sworn law enforcement officers and personnel or retired law enforcement officers to the extent exempted by the federal Law Enforcement Officer's Safety Act of 2004.**
- 2. The personnel and volunteers of museums that display firearms or living history reenactors, performers, actors, or interpreters, who may possess firearms that are not loaded with projectiles when such persons are participating in, or traveling to or from, historical interpretive events or are acting in any play, stage show, or presentation.**

- 3. Private security personnel under contract with the county, or an authority or local governmental entity created or controlled by the county, who may possess firearms, ammunition, components or combinations thereof when acting within the scope of their contract with the county, or the authority or other local governmental entity created or controlled by the county.**
- 4. Military personnel when acting in the scope of their official duties.**
- 5. Firearms, ammunition, components or combinations thereof that are secured out of sight in a locked vehicle that is parked on public property by persons conducting business with the county or authority or local governmental entity, for the reasonable duration of that business.**
- 6. The activities of a Senior Reserve Officers' Training Corps program operated at a public or private institution of higher education in accordance with the provisions of 10 U.S.C. § 2101 et seq.**
- 7. The activities of any intercollegiate athletics program operated by a public or private institution of higher education and governed by the National Collegiate Athletic Association or any club sports team recognized by a public or private institution of higher education where the sport engaged in by such program or team involves the use of a firearm.**

The activities described in subsections (c)(6) and (c)(7) must follow strict guidelines developed by such institutions for these activities and must be conducted under the supervision of staff officials of such institutions.

(d) Notice. Notice of the restrictions imposed by this section will be posted at all entrances to any:

- 1. Building, or part thereof, owned or used by the county, or by any authority or local governmental entity created or controlled by the county, for governmental purposes; and**
- 2. Recreation or community center facility operated by the county, or by any authority or local governmental entity created or controlled by the county.**

(e) Application to portions of buildings. In any building or facility identified in subsection (a) that is not owned by the county, or by an authority or local governmental entity created or controlled by the county, the provisions of this section apply only to the part of the building or facility being used for a

governmental purpose and only when such building or facility, or part thereof, is being used for a governmental purpose.

(f) Penalties. Any person violating this section is guilty of a class 2 misdemeanor, except that a person violating this section with the intent to intimidate or harass any person is guilty of a class 1 misdemeanor. Nothing herein is intended to limit the authority of the court to defer dispositions in the court's discretion under Code of Virginia, § 19.2-298.02.

(g) Prima facie evidence of knowing violation. The refusal of any person after having been asked to cease possessing, carrying, or transporting any firearms, ammunition, or components or combination thereof in any location identified in subsection (a) will be prima facie evidence of a knowing violation of this section.

2. That this ordinance will be in full force and effect on and after its adoption.