

VIRGINIA ACTS OF ASSEMBLY — CHAPTER

An Act to amend and reenact § 18.2-287.4 of the Code of Virginia, relating to carrying assault firearms in public areas prohibited; penalty.

[H 1524]

Approved

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-287.4 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-287.4. Carrying assault firearms in public areas prohibited; penalty.

It ~~shall be~~ is unlawful for any person to carry a ~~loaded (a)~~ any of the following on or about his person on any public street, road, alley, sidewalk, or public right-of-way or in any public park or any other place of whatever nature that is open to the public:

1. A semi-automatic center-fire rifle or pistol that expels single or multiple projectiles by action of an explosion of a combustible material and is equipped at the time of the offense with a magazine that will hold more than 20 rounds of ammunition or designed by the manufacturer to accommodate a silencer or equipped with a folding stock or ~~(b)~~ with a fixed magazine capacity in excess of 15 rounds;

2. A semi-automatic center-fire rifle that has the ability to accept a detachable magazine, not including an attached tubular device designed to accept and capable of operating only with .22 caliber rimfire ammunition, and that has one or more of the following characteristics: (i) a folding, telescoping, or collapsible stock; (ii) a thumbhole stock or pistol grip that protrudes conspicuously beneath the action of the rifle; (iii) a second handgrip or a protruding grip that can be held by the non-trigger hand; (iv) a grenade launcher; or (v) a threaded barrel capable of accepting (a) a muzzle brake, (b) a muzzle compensator, (c) a sound suppressor, or (d) a flash suppressor;

3. A semi-automatic center-fire pistol that has two or more of the following characteristics: (i) a second handgrip or a protruding grip that can be held by the non-trigger hand; (ii) the capacity to accept a magazine that attaches to the pistol outside of the pistol grip; (iii) a shroud that is attached to, or partially or completely encircles, the barrel and that permits the shooter to hold the pistol with the non-trigger hand without being burned; (iv) a threaded barrel capable of accepting (a) a sound suppressor, (b) a flash suppressor, (c) a barrel extender, or (d) a forward handgrip; or (v) a buffer tube, arm brace, or other part that protrudes horizontally behind the pistol grip and is designed or redesigned to allow or facilitate the firing of a firearm from the shoulder;

4. A semi-automatic shotgun that expels single or multiple projectiles by action of an explosion of a combustible material that has one of the following characteristics: (i) a folding, telescoping, or collapsible stock; (ii) a thumbhole stock or pistol grip that protrudes conspicuously beneath the action of the shotgun; (iii) the ability to accept a detachable magazine; (iv) a fixed magazine capacity in excess of 15 rounds; or (v) any characteristic of like kind as enumerated in clauses (i) through (iv);

5. A shotgun with a magazine that will hold more than seven rounds of the longest ammunition for which it is chambered on or about his person on any public street, road, alley, sidewalk, public right-of-way, or in any public park or any other place of whatever nature that is open to the public in the Cities of Alexandria, Chesapeake, Fairfax, Falls Church, Newport News, Norfolk, Richmond, or Virginia Beach or in the Counties of Arlington, Fairfax, Henrico, Loudoun, or Prince William revolving cylinder;

6. A firearm that has the capacity to accept a belt ammunition feeding device; or

7. A firearm that has been modified to be operable as an assault firearm as described in subdivisions 1 through 6.

The provisions of this section shall not apply to law-enforcement officers, licensed security guards, in the performance of their official duties, military personnel in the performance of their lawful official duties, or any person having a valid concealed handgun permit any member of a cadet corps who is recognized by a public institution of higher education while such member is in the performance of sanctioned military training or such member is participating in an official ceremonial event for the Commonwealth, or to any person actually engaged in lawful hunting or lawful recreational shooting activities at an established shooting range or shooting contest.

Any person violating the provisions of this section ~~shall be~~ is guilty of a Class 1 misdemeanor.

The exemptions set forth in §§ § 18.2-308 and ~~18.2-308.016~~ shall apply, mutatis mutandis, to the provisions of this section.

2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4 of the Code of Virginia, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities;

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57 therefore, Chapter 725 of the Acts of Assembly of 2025 requires the Virginia Criminal Sentencing
58 Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4 of the Code of
59 Virginia, the estimated amount of the necessary appropriation cannot be determined for periods of
60 commitment to the custody of the Department of Juvenile Justice.