

SENATE BILL REPORT

SB 5098

As of January 9, 2025

Title: An act relating to restricting the possession of weapons on the premises of state or local public buildings, parks or playground facilities where children are likely to be present, and county fairs and county fair facilities.

Brief Description: Restricting the possession of weapons on the premises of state or local public buildings, parks or playground facilities where children are likely to be present, and county fairs and county fair facilities.

Sponsors: Senators Valdez and Saldaña.

Brief History:

Committee Activity: Law & Justice: 1/14/25.

Brief Summary of Bill

- Prohibits weapons at certain park facilities where children are likely to be present, certain state or local public buildings, and county fairs when the fair is open to the public.
- Requires facilities where weapons are prohibited to, as soon as practicable, post signage at common public access points alerting the public to the prohibitions.

SENATE COMMITTEE ON LAW & JUSTICE

Staff: Joe McKittrick (786-7287)

Background: Weapons Prohibited in Designated Places. It is a gross misdemeanor offense for any person to enter the following places while knowingly possessing a weapon:

- the restricted access areas of jails and law enforcement facilities;
- courtrooms and other areas adjacent to or used in conjunction with court proceedings;

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- the restricted access area of certain public health facilities;
- taverns and other places designated off-limits to persons under age 21 by Liquor and Cannabis Board rules;
- the restricted access areas of commercial service airports;
- public libraries;
- certain zoos and aquariums; and
- transit stations and transit facilities.

Signage must be posted at reasonable intervals along the perimeter of the above locations alerting the public of any law restricting the possession of firearms on the premises.

These restrictions do not apply to:

- persons engaged in military activities sponsored by the federal or state governments, while engaged in official duties;
- security personnel while engaged in official duties;
- certain correctional personnel or community corrections officers except while in a courthouse as a party to certain court proceedings; or
- law enforcement personnel while in a courthouse as a party to certain court proceedings.

The prohibition against carrying weapons in the restricted access areas of jails and law enforcement facilities does not apply to persons who maintain a valid concealed pistol license so long as the person, upon entering the facility, promptly receives written permission to possess the firearm or checks the firearm in with the facility.

The prohibition against carrying weapons in the restricted access areas of certain public health facilities does not apply to the facility employees or any person who, upon entering, promptly obtains written permission to possess the firearm.

The prohibition against carrying weapons at taverns and other places designated off-limits to persons under age 21 does not apply to the proprietor or employees of the business while engaged in their employment.

The prohibition against carrying weapons at certain zoos and aquariums does not apply to employees of the facilities while engaged in their employment so long as the weapon is owned by the facility and maintained for the purpose of protecting its employees, animals, or the visiting public.

The prohibition against carrying weapons at libraries, certain zoos and aquariums, and transit stations and facilities do not apply to persons who maintain a valid concealed pistol license, or the activities of color guards and honor guards related to burial or interment ceremonies.

Summary of Bill: Weapons Prohibitions. New locations are added to the list of locations

where it is a gross misdemeanor to enter while knowingly possessing a weapon.

Weapons are prohibited on the premises of a city's, town's, county's or other municipality's neighborhood, community, or regional park facilities at which children are likely to be present. Local authorities must designate the park facilities within its boundaries where children are likely to be present. Such facilities include, but are not limited to, playgrounds or children's play areas, sports fields, swim beaches or water play areas, teen centers, community centers or performing arts centers, skate parks, and other recreational facilities likely to be used by children or youth.

Weapons are prohibited on the premises of state or local public buildings where "state or local public building" means a building or part of a building owned, leased, held or used by the governmental entity if public employees are regularly present for the purposes of performing their official duties and is not regularly used, and not intended to be used, as a place of residence. State and local public buildings do not include Washington State Department of Transportation properties and facilities such as:

- ferry terminals;
- ferry holding lanes;
- safety rest areas; and
- train depots used primarily by the general traveling public.

In such areas weapons must remain in locked cases or remain in a locked portion of a vehicle.

Weapons are prohibited on the premises of county fairs and county fair facilities during the hours of operation in which the fair is open to the public. "County fair" means fairs organized to serve the interests of single counties and are under county commissioner jurisdiction. This prohibition does not apply to gun shows operating on county fairgrounds.

Signage. The requirement to post signage is amended to require all locations where weapons are prohibited to, as soon as practicable, post signs at common public access points rather than at reasonable intervals alerting the public to the prohibition against carrying weapons.

Exemptions. The newly added weapons prohibitions at park facilities where children are likely to be present, state or local public buildings, and county fairs do not apply to the activities of color guards and honor guards related to burial or interment ceremonies.

Appropriation: None.

Fiscal Note: Requested on January 8, 2025.

Creates Committee/Commission/Task Force that includes Legislative members: No.

Effective Date: Ninety days after adjournment of session in which bill is passed.