

1 H.336

2 Introduced by Representative Till of Jericho

3 Referred to Committee on

4 Date:

5 Subject: Crimes; firearms; use in felony; reckless endangerment

6 Statement of purpose of bill as introduced: This bill proposes to enhance the  
7 penalties for carrying a firearm while committing a felony, and to make the  
8 crime of reckless endangerment a felony when it involves the use of a firearm.

9 An act relating to felony crimes involving firearms

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 13 V.S.A. § 1025 is amended to read:

12 § 1025. RECKLESSLY ENDANGERING ANOTHER PERSON

13 (a) A person who recklessly engages in conduct which places or may place  
14 another person in danger of death or serious bodily injury shall be imprisoned  
15 for not more than one year or fined not more than \$1,000.00, or both.

16 (b) A person who violates this section by knowingly pointing a firearm in  
17 the direction of another person shall be imprisoned for not more than three  
18 years or fined not more than \$1,000.00, or both. Recklessness and danger shall  
19 be presumed where a person knowingly points a firearm at or in the direction

1 of another, whether or not the actor believed the firearm to be loaded, and  
2 whether or not the firearm actually was loaded.

3 Sec. 2. 13 V.S.A. § 4005 is amended to read:

4 § 4005. WHILE COMMITTING A CRIME

5 Except as otherwise provided in 18 V.S.A. § 4253, a person who carries a  
6 dangerous or deadly weapon, openly or concealed, while committing a felony  
7 shall be imprisoned not ~~more~~ less than five years or more than ten years or  
8 fined not more than \$500.00, or both.

9 Sec. 3. EFFECTIVE DATE

10 This act shall take effect on passage.