

1 S.138

2 Representative Deen of Westminster moves that the proposal of amendment
3 of the Committee on Commerce and Economic Development as amended by
4 the Committees on Ways and Means and on Appropriations be further
5 amended as follows:

6 First: By striking out Sec. A.2 in its entirety (manufacture of gun
7 suppressors) and inserting in lieu thereof Secs. A.2.A, A.2.B, and A.2.C to
8 read:

9 Sec. A.2.A. 13 V.S.A. § 4010 is amended to read:

10 § 4010. ~~GUN SILENCERS~~

11 ~~A person who manufactures, sells, uses, or possesses with intent to sell or~~
12 ~~use an appliance known as or used for a gun silencer shall be fined \$25.00 for~~
13 ~~each offense. The provisions of this section shall not prevent the use or~~
14 ~~possession of gun silencers by:~~

15 ~~(1) a Level III certified law enforcement officer or Department of Fish~~
16 ~~and Wildlife employee in connection with his or her duties and responsibilities~~
17 ~~and in accordance with the policies and procedures of that officer's or~~
18 ~~employee's agency or department; or~~

19 ~~(2) the Vermont National Guard in connection with its duties and~~
20 ~~responsibilities. [Repealed.]~~

1 Sec. A.2.B. 10 V.S.A. § 4704 is amended to read:

2 § 4704. USE OF MACHINE GUNS ~~AND~~, AUTOLOADING RIFLES, AND
3 SUPPRESSORS

4 (a) A person engaged in hunting for wild animals shall not use, carry, or
5 have in his or her possession:

6 (1) a machine gun of any kind or description ~~or~~;

7 (2) an autoloading rifle with a magazine capacity of over six cartridges,
8 except a .22 caliber rifle using rim fire cartridges; or

9 (3) a suppressor.

10 (b) As used in this section, “suppressor” means a device attached to or part
11 of the barrel of a firearm that reduces the amount of noise and visible muzzle
12 flash generated by firing.

13 Sec. A.2.C. 10 V.S.A. § 4502 is amended to read:

14 § 4502. UNIFORM POINT SYSTEM; REVOCATION OF LICENSE

15 (a) A uniform point system which assigns points to those convicted of a
16 violation of a provision of this part is established. The conviction report from
17 the ~~court~~ Court shall be prima facie evidence of the points assessed. In
18 addition to other penalties assessed for violation of fish and wildlife statutes,
19 the Commissioner shall suspend licenses issued under this part which are held
20 by a person who has accumulated ten or more points in accordance with the
21 provisions of subsection (c) of this section.

1 (b) A person violating provisions of this part shall receive points for
2 convictions in accordance with the following schedule (all sections are in Title
3 10 of Vermont Statutes Annotated):

4 * * *

5 (2) Ten points shall be assessed for:

6 * * *

7 (G) § 4704. Use of machine guns ~~and~~, autoloading rifles, and
8 suppressors

9 * * *

10 Second: In Sec. H.1 (effective dates), in subsection (b), by striking out
11 subdivision (2) in its entirety (manufacture of gun suppressors) and inserting in
12 lieu thereof the following:

13 (2) [Reserved.]

14 Third: In Sec. H.1 (effective dates), by adding a new subsection to be
15 subsection (i) to read:

16 (i) Secs. A.2.A, A.2.B, and A.2.C (gun suppressors) shall take effect on
17 July 2, 2015.