

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Fish, Wildlife and Water Resources to which was
3 referred House Bill No. 210 entitled “An act relating to prohibiting the use of a
4 gun silencer while hunting” respectfully reports that it has considered the same
5 and recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7 Sec. 1. 13 V.S.A. § 4010 is amended to read:

8 § 4010. ~~GUN SILENCERS~~

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

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

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 [Repealed.]~~

1 Sec. 2. 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. 3. 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 shall be prima facie evidence of the points assessed. In addition to
18 other penalties assessed for violation of fish and wildlife statutes, the
19 Commissioner shall suspend licenses issued under this part which are held by a
20 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 Sec. 4. EFFECTIVE DATE

11 This act shall take effect on July 1, 2016.

12 and that after passage the title of the bill be amended to read: “An act relating
13 to eliminating the general prohibition on gun silencers, and to prohibiting the
14 possession or use of gun suppressors while hunting”

15

16 (Committee vote: _____)

17

18

Representative _____

19

FOR THE COMMITTEE