

1 TO THE HONORABLE SENATE:

2 The Committee on Judiciary to which was referred House Bill No. 675
3 entitled “An act relating to conditions of release prior to trial” respectfully
4 reports that it has considered the same and recommends that the Senate
5 propose to the House that the bill be amended by striking out all after the
6 enacting clause and inserting in lieu thereof the following:

7 Sec. 1. 13 V.S.A. § 7554(a)(2)(G) is added to read:

8 (G) Require a defendant not to possess firearms or other weapons.

9 Sec. 2. 13 V.S.A. § 4017 is amended to read:

10 § 4017. PERSONS PROHIBITED FROM POSSESSING FIREARMS;
11 CONVICTION OF VIOLENT CRIME

12 (a)(1) A person shall not possess a firearm if the person has been convicted
13 of a violent crime.

14 (2) A person shall not possess a firearm if the person communicates to
15 another person an intent to enter a school building, school grounds, or an
16 institution of higher education for the purpose of using a firearm to:

17 (A) place or attempt to place another person in fear of imminent
18 serious physical injury; or

19 (B) commit or threaten to commit any crime of violence.

20 (b) A person who violates this section shall be imprisoned not more than
21 two years or fined not more than \$1,000.00, or both.

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Sec. 3. 16 V.S.A. § 1167 is amended to read:

§ 1167. SCHOOL RESOURCE OFFICER; MEMORANDUM OF UNDERSTANDING

(a) Neither the State Board nor the Agency shall regulate the use of restraint and seclusion on school property by a school resource officer certified pursuant to 20 V.S.A. § 2358.

(b) School boards and law enforcement agencies are encouraged to enter into memoranda of understanding relating to:

(1) the possession and use of weapons and devices by a school resource officer on school property; and

(2) the nature and scope of assistance that a school resource officer will provide to the school system.

(c) A school resource officer who is a qualified retired law enforcement officer under 18 U.S.C. § 926C(c) may possess a weapon while on school property.

(Committee vote: _____)

Senator _____

FOR THE COMMITTEE