

1 H.604
2 Introduced by Representative Kimbell of Woodstock
3 Referred to Committee on
4 Date:
5 Subject: Crimes; firearms; semiautomatic assault weapons
6 Statement of purpose of bill as introduced: This bill proposes to prohibit the
7 manufacture, possession, and transfer of semiautomatic assault weapons.

8 An act relating to semiautomatic assault weapons
9 It is hereby enacted by the General Assembly of the State of Vermont:
10 Sec. 1. 13 V.S.A. § 4028 is added to read:
11 § 4028. SEMIAUTOMATIC ASSAULT WEAPONS; MANUFACTURE,
12 POSSESSION, AND TRANSFER PROHIBITED
13 (a) A person shall not manufacture, possess, or transfer a semiautomatic
14 assault weapon.
15 (b) A person who violates this section shall be imprisoned for not more
16 than one year or fined not more than \$500.00, or both.
17 (c) This section shall not apply to any semiautomatic assault weapon
18 possessed by:
19 (1) a federal law enforcement officer or a law enforcement officer
20 certified as a law enforcement officer by the Vermont Criminal Justice

1 Training Council pursuant to 20 V.S.A. § 2358 for legitimate law enforcement
2 purposes, whether the officer is on or off duty; or

3 (2) an active member of the Vermont National Guard, of the National
4 Guard of another state, or of the U.S. Armed Forces.

5 (d)(1) As used in this section, “semiautomatic assault weapon” means:

6 (A) a semiautomatic rifle that has the ability to accept a detachable
7 magazine and has at least one of the following features:

8 (i) a folding or telescoping stock;

9 (ii) a pistol grip that protrudes conspicuously beneath the action of
10 the weapon;

11 (iii) a thumbhole stock;

12 (iv) a second handgrip or a protruding grip that can be held by the
13 nontrigger hand;

14 (v) a bayonet mount;

15 (vi) a flash suppressor, muzzle break, muzzle compensator, or
16 threaded barrel designed to accommodate a flash suppressor, muzzle break, or
17 muzzle compensator; or

18 (vii) a grenade launcher;

19 (B) a semiautomatic pistol that has the ability to accept a detachable
20 magazine and has at least one of the following features:

1 (iv) a fixed magazine capacity in excess of seven rounds; or

2 (v) the ability to accept a detachable magazine.

3 (2) “Semiautomatic assault weapon” does not include:

5 (i) is manually operated by bolt, pump, lever, or slide action;

8 (B) a semiautomatic rifle that cannot accept a detachable magazine

9 that holds more than five rounds of ammunition; or

10 (C) a semiautomatic shotgun that cannot hold more than five rounds

11 of ammunition in a fixed or detachable magazine.

12 Sec. 2. EFFECTIVE DATE

13 This act shall take effect on passage.