

1 H.606

2 Senator Baruth moves that the Senate propose to the House that the bill be
3 amended by adding a new section to be Sec. 5 to read as follows:

4 Sec. 5. 13 V.S.A. § 4028 is added to read:

5 § 4028. POSSESSION OF FIREARMS PROHIBITED ON PREMISES

6 LICENSED TO SERVE ALCOHOL

7 (a) A person shall not knowingly possess a firearm on premises where
8 alcohol is licensed to be served.

9 (b) A person who violates this section shall be imprisoned for not more
10 than one year or fined not more than \$1,000.00, or both.

11 (c) This section shall not apply to:

12 (1)(A) a second-class licensed premises, including a premises used for a
13 retail alcoholic beverage tasting permit;

14 (B) sidewalks or public highways that pass through an outside
15 premises for which a licensee holds an outside consumption permit;

16 (C) the premises for which a licensee holds a limited event permit,
17 special event permit, or special event serving permit; or

18 (D) a dining car for which a licensee holds a promotional railroad
19 tasting permit; or

20 (2) a firearm possessed by:

1 (A) a federal law enforcement officer or a law enforcement officer
2 certified as a law enforcement officer by the Vermont Criminal Justice
3 Training Council pursuant to 20 V.S.A. § 2358, for legitimate law enforcement
4 purposes;

5 (B) a law enforcement officer of another state who is authorized to
6 carry a firearm by the officer’s state or local law enforcement agency and is
7 carrying the firearm for legitimate law enforcement purposes;

8 (C) a member of the Vermont National Guard, of the National Guard
9 of another state, or of the U.S. Armed Forces who is on duty and acting under
10 state or federal orders;

11 (D) any government officer, agent, or employee authorized to carry a
12 weapon and acting the scope of that person’s duties; or

13 (E) the holder of the license for the premises, provided that person is
14 not prohibited from possessing a firearm under state or federal law.

15 (d) The owner or operator of a premises where alcohol is licensed to be
16 served shall cause notice of the provisions of this section to be posted
17 conspicuously at each public entrance to the premises.

18 (e) As used in this section, “firearm” has the same meaning as in subsection
19 4017(d) of this title.

20 and by renumbering the remaining section to be numerically correct.