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H.568

Introduced by Representatives Cole of Burlington, Berry of Manchester,  
Bissonnette of Winooski, Burke of Brattleboro, Clarkson of  
Woodstock, Donovan of Burlington, Fields of Bennington,  
Frank of Underhill, French of Randolph, Gonzalez of Winooski,  
Kitzmiller of Montpelier, Krowinski of Burlington, Lucke of  
Hartford, Masland of Thetford, McCormack of Burlington,  
McCullough of Williston, Miller of Shaftsbury, Mrowicki of  
Putney, O’Sullivan of Burlington, Pearson of Burlington,  
Rachelson of Burlington, Ram of Burlington, Ryerson of  
Randolph, Stevens of Waterbury, Sullivan of Burlington, Till of  
Jericho, Walz of Barre City, Wright of Burlington, and  
Yantachka of Charlotte

Referred to Committee on

Date:

Subject: Municipal government; municipal charters; City of Burlington;  
amendment; premises where alcohol served; firearms possession  
prohibited

1 Statement of purpose of bill as introduced: This bill proposes to approve an  
2 amendment to the charter of the City of Burlington that would prohibit a  
3 person from possessing a firearm on premises where alcohol is licensed to be  
4 served.

5 An act relating to approval of an amendment to the charter of the City of  
6 Burlington prohibiting possession of firearms on premises where alcohol is  
7 licensed to be served

8 It is hereby enacted by the General Assembly of the State of Vermont:

9 Sec. 1. CHARTER AMENDMENT APPROVAL

10 The General Assembly approves the amendment to the charter of the  
11 City of Burlington as set forth in this act. Proposals of amendment were  
12 approved by the voters on March 4, 2014.

13 Sec. 2. 24 App. V.S.A. chapter 3 is amended to read:

14 CHAPTER 3. CITY OF BURLINGTON

15 \* \* \*

16 ARTICLE 99. GENERAL WEAPONS REQUIREMENTS

17 § 511. [Reserved.]

1     § 512. PREMISES WHERE ALCOHOL IS LICENSED TO BE SERVED;

2             FIREARMS PROHIBITED

3             (a) Notwithstanding the provisions of 24 V.S.A. §§ 2291(8) and 2295, the  
4     City of Burlington is authorized to regulate the possession and carrying of  
5     firearms as set forth in this section.

6             (b) Within the City of Burlington, a person shall not possess a firearm, as  
7     defined in 13 V.S.A. § 4016, on any premises where alcohol is licensed to be  
8     served.

9             (c) This section shall not apply to:

10            (1) any federal, State, or local law enforcement officer acting within the  
11     scope of that officer's official duties;

12            (2) any member of the U.S. Armed Forces or the Vermont National  
13     Guard acting within the scope of that person's military duties;

14            (3) any government officer, agent, or employee authorized to carry a  
15     weapon and acting within the scope of that officer's duties; or

16            (4) the owner or operator of such establishment, as long as that person is  
17     not prohibited from possessing or carrying that weapon under any other  
18     federal, State, or local law.

19            (d) The penalties for any violation of this section shall be as follows:

20            (1) a criminal offense punishable by a fine of not more than \$1,000.00  
21     or imprisonment for not more than 90 days, or both; or

1           (2) a civil ordinance violation punishable by a fine of not less than  
2           \$200.00 and not more than \$500.00.

3           Sec. 3. EFFECTIVE DATE

4           This act shall take effect on passage.