

An Ordinance to amend sections of Chapter 13 of the Carthage Code by adding a section for discharging of weapons inside the City limits, for the City of Carthage, Missouri.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARTHAGE, JASPER COUNTY, MISSOURI as follows:

SECTION I: Chapter 13 of the Carthage Code is hereby amended by adding subsection 13-146 to read as follows:

Sec. 13-146. Discharge of firearms restricted, exceptions.

(a) It shall be unlawful for any person to use, shoot or discharge any firearm, rifle, gun, revolver, shotgun, BB gun, pellet gun, paint ball gun, slingshot, bow, crossbow or other device, whether the same is loaded with powder and ball, shot or other projectile and any kind of explosives whatsoever, within the city limits.

(b) Subject to the provisions and terms of applicable federal, state or local laws, ordinances, rules and regulations, subsection (a) of this section shall not apply to:

(1) All state, county and municipal peace officers possessing the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, while performing their official duty, whether such officers are within or outside their jurisdictions or on or off duty, or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer.

(2) Members of the armed forces or national guard while performing their official duty, which includes firearms practice within the confines of the Missouri National

Guard armory.

(3) Those persons vested by article V, section 1 of the state Constitution with the judicial power of the state and those persons vested by article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary, while performing their official duty.

(4) Any person whose bona fide duty is to execute process, civil or criminal, while performing their official duty.

(5) Any federal probation officer, while performing their official duty.

(6) Any state probation and parole officer, including supervisors and members of the board of probation and parole, authorized to carry a firearm pursuant to RSMo 217.710, while performing their official duty.

(7) Any coroner or deputy coroner, while performing their official duty.

(8) Wardens, superintendents, and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime, while performing their official duty.

(9) Persons lawfully discharging firearms in the lawful self-defense.

(10) Students of the city public school system training in firearm and bow and arrow safety, or practicing and performing for interschool archery competitions, under the supervision of a teacher or coach.

(11) Any archery range conducted in any enclosed building constructed for that purpose.

(12) Any properly licensed shooting gallery.

(c) Definitions:

(1) For the purposes of this section, terms and phrases used herein shall have the definitions given them under RSMo 571.010.

(2) "shooting gallery" means a totally enclosed facility designed to offer a totally controlled shooting environment that includes impenetrable walls, floor and ceiling, adequate ventilation and lighting systems, and acoustical treatment for sound attenuation suitable for the range's approved use.

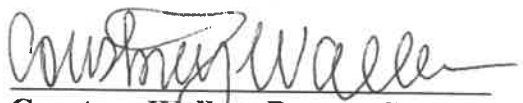
SECTION II: This Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED THIS 14th **DAY OF** March, 2023.



Dan Rife, Mayor

ATTEST:



Courtney Walker, Deputy City Clerk