

BILL NO. 820

ORDINANCE NO. 804

AN ORDINANCE AMENDING SECTION 210.250 OF THE MUNICIPAL CODE REGARDING THE OFFENSE OF UNLAWFUL USE OF WEAPONS

WHEREAS, Section 210.250 of the Municipal Code addresses the offense of unlawful use of weapons; and

WHEREAS, the Board desires to make certain changes to such section to make the city’s ordinance more consistent with recent changes in state law.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CALVERTON PARK, MISSOURI, AS FOLLOWS:

Section 1. Section 210.250 of Chapter 210 of Title II of the Municipal Code is hereby amended to read as follows:

TITLE II	PUBLIC HEALTH SAFETY AND WELFARE
CHAPTER 210	OFFENSES
ARTICLE VI	OFFENSES CONCERNING WEAPONS AND FIREARMS

Section 210.250. Weapons — Carrying Concealed — Other Unlawful Use.

A. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121 RSMo., if he/she knowingly:

1. Carries concealed upon or about his/her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107 RSMo. or this Code;
2. Sets a spring gun;
3. Discharges or shoots a firearm within the City limits; or

whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired Peace Officers, as defined in Subsection (12) of Section 571.030, RSMo., and who carry the identification defined in Subsection (13) of Section 571.030, RSMo., or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

2. Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;
3. Members of the Armed Forces or National Guard while performing their official duty;
4. Those persons vested by Article V, Section 1 of the Constitution of Missouri 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;
5. Any person whose bona fide duty is to execute process, civil or criminal;
6. Any Federal Probation Officer or Federal Flight Deck Officer as defined under the Federal Flight Deck Officer Program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty or within the law enforcement agency's jurisdiction;
7. Any State Probation or Parole Officer, including supervisors and members of the Board of Probation and Parole;
8. Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the Board of Police Commissioners under Section 84.340, RSMo.;
9. Any coroner, deputy coroner, medical examiner or assistant medical examiner;
10. Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person


E. Subparagraphs (3), (4), (5), (6) and (7) of Subsection (A) of this Section shall not apply to persons who are engaged in a lawful act of defense pursuant to Section 563.031, RSMo.

F. Nothing in this Section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

G. Any person who has a valid concealed carry permit issued pursuant to Sections 571.101 to 571.121, RSMo., or a concealed carry endorsement issued prior to August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another State or political subdivision of another State, may openly carry a firearm, subject to the restrictions set forth in Subsection (A)(4), (5), and (9) of this Section. However, nothing in this Section shall be construed to permit a person to carry a concealed firearm or openly carry a firearm in any location where such carrying is otherwise prohibited by law, ordinance, regulation or policy. Any person openly carrying a firearm within the City limits shall display his or her concealed carry endorsement or permit upon demand of a law enforcement officer. Any person openly carrying a firearm who fails to display his or her concealed carry endorsement or permit upon demand of a law enforcement officer may be issued a citation for an amount not to exceed thirty-five dollars (\$35.00).

Section 2. This Ordinance shall be in full force and effect as of the date of its passage and approval.

PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF CALVERTON PARK, MISSOURI, ON THIS 27th DAY OF JANUARY, 2020.



Presiding Officer

Attest:



City Clerk

APPROVED ON THIS 27th DAY OF JANUARY, 2020.