

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20

H.173

Introduced by Representatives Small of Winooski, Andrews of Westford,  
Arsenault of Williston, Bartley of Fairfax, Berbeco of  
Winooski, Black of Essex, Brumsted of Shelburne, Burditt of  
West Rutland, Burrows of West Windsor, Buss of Woodstock,  
Cina of Burlington, Coffey of Guilford, Dolan of Essex  
Junction, Dolan of Waitsfield, Garofano of Essex, Gregoire of  
Fairfield, Headrick of Burlington, Hooper of Randolph, Jerome  
of Brandon, LaLonde of South Burlington, Masland of  
Thetford, McGill of Bridport, Mulvaney-Stanak of Burlington,  
Nicoll of Ludlow, Noyes of Wolcott, Ode of Burlington, Page  
of Newport City, Patt of Worcester, Rachelson of Burlington,  
Sibilia of Dover, Stebbins of Burlington, Stone of Burlington,  
Surprenant of Barnard, and Troiano of Stannard

Referred to Committee on

Date:

Subject: Crimes; luring a child

Statement of purpose of bill as introduced: This bill proposes to expand the  
statute prohibiting luring a child to also prohibit manipulating behaviors  
intended to facilitate sexual contact with a child.

1 An act relating to prohibiting manipulating a child for the purpose of sexual  
2 contact

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

4 Sec. 1. 13 V.S.A. § 2828 is amended to read:

5 § 2828. LURING A CHILD

6 (a) No person shall knowingly solicit, lure, manipulate, or entice, or to  
7 attempt to solicit, lure, manipulate, or entice, a child under ~~the age of 16 years~~  
8 of age or another person believed by the person to be a child under ~~the age of~~  
9 16, years of age to engage in a sexual act as defined in section 3251 of this title  
10 or engage in lewd and lascivious conduct as defined in section 2602 of this  
11 title.

12 (b) This section applies to solicitation, luring, manipulating, or enticement  
13 by any means, including in person, through written or telephonic  
14 correspondence, or through electronic communication.

15 (c) This section shall not apply if ~~the person is less than 19 years old, the~~  
16 ~~child is at least 15 years old, and~~ the conduct is consensual and there is an age  
17 difference of less than 48 months, unless the person and alleged victim meet  
18 the criteria outlined in subsection (d) of this section.

19 (d) No person shall knowingly solicit, lure, manipulate, or entice, or  
20 attempt to solicit, lure, manipulate or entice, a child under 18 years of age or  
21 another person believed by the person to be a child under 18 years of age to  
22 engage in a sexual act as defined in section 3251 of this title or engage in lewd

1 and lascivious conduct as defined in section 2602 of this title if the person is in  
2 a position of power, authority, or supervision over the minor by virtue of the  
3 person’s professional or voluntary role as a provider of health care, guidance,  
4 leadership, instruction, organized recreational activities, or religious activity  
5 for minors.

6 (e) As used in this section, “manipulate” and “manipulating” means an  
7 action or actions undertaken for the purpose of facilitating sexual contact with  
8 a child or student.

9 Sec. 2. EFFECTIVE DATE

10 This act shall take effect on July 1, 2023.