

1 TO THE HONORABLE SENATE:

2 The Committee on Agriculture to which was referred House Bill No. 614  
3 entitled “An act relating to land improvement fraud and timber trespass”  
4 respectfully reports that it has considered the same and recommends that the  
5 Senate propose to the House that the bill be amended as follows:

6 First: In Sec. 2, 13 V.S.A. § 3605, by striking out subsection (a) in its  
7 entirety and inserting in lieu thereof a new subsection (a) to read as follows:

8 (a) Under one or more of the following circumstances, a person shall not  
9 engage in timber harvesting activities for compensation unless the person  
10 satisfies the conditions of subsection (b) of this section:

11 (1) The person was convicted of a second or subsequent violation of  
12 timber trespass under section 3606a of this title.

13 (2) The person is subject to two or more civil judgements under section  
14 3606 of this title.

15 (3) The person is subject to the financial surety requirements of  
16 subsection 2029(e) of this title for land improvement fraud.

17 (4) The person was convicted of a combination of one or more  
18 violations of timber trespass and one or more occurrence of land improvement  
19 fraud.

20 Second: By striking out Sec. 3 (implementation; condition of operation) in  
21 its entirety and inserting in lieu thereof a new Sec. 3 to read as follows:

1       Sec. 3. IMPLEMENTATION

2           The financial surety requirements established by 13 V.S.A. § 3605 shall  
3       apply prospectively and shall not apply to convictions or civil judgments that  
4       occurred prior to the effective date of this act.

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10       (Committee vote: \_\_\_\_\_)

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Senator \_\_\_\_\_

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FOR THE COMMITTEE