

MEMORANDUM

TO: Senate Committee on Judiciary

FROM: Stuart G. Schurr, General Counsel, Department of Disabilities, Aging,
and Independent Living *SGS*

RE: H.655, An act relating to qualifying offenses for sealing criminal history
records and access to sealed criminal history records

DATE: April 18, 2024

The Department of Disabilities, Aging, and Independent Living (DAIL) looks forward to meeting with the Committee later this morning to discuss the Department's position on this bill. In advance of its testimony, DAIL provides the following language, to be added to 13 V.S.A. Chapter 230, which would address its concerns:

Information and materials gathered by Adult Protective Services during a joint investigation with law enforcement, including, but not limited to, law enforcement affidavits and other investigative materials, are considered records of the Department of Disabilities, Aging, and Independent Living, which shall be maintained and may be utilized as authorized by 33 V.S.A. Chapter 69 and produced in response to a lawful discovery order.