

**S.4; An Act Relating to Reducing Crimes of a Violence Associated with Juveniles
and Dangerous Weapons;
Differences Between Bill Passed by Senate and Final Version**

Topic	Senate	Final
Additions to Big 12	Aggravated murder; aggravated sexual assault of a child; carrying a firearm while committing a felony; drug trafficking; human trafficking aggravated stalking; attempt to commit Big 12 offense; and violation of a condition of release for a Big 12 offense.	Aggravated murder; aggravated sexual assault of a child.
Direct filing of cases in Criminal Div.	No Provision	Violation of a condition of release for a Big 12 offense. (Had been added to Big 12 in Senate bill)
Automatic hearing in Family Div. on transfer to Crim. Div.	No provision	Drug trafficking; human trafficking; attempt to commit Big 12 offense. (Had been added to Big 12 in Senate bill)
Reduce ping pong between Crim. Div. and Family Div. in Youthful Offender cases	Parties may stipulate to convert the juvenile proceeding to a youthful offender proceeding.	No change.
Permitting drug sales or human trafficking in a dwelling	Prohibits knowingly or recklessly permitting drug sales or human trafficking in a dwelling. Penalty: 5yrs, \$15,000	Prohibits knowingly or recklessly Permitting drug sales or human trafficking in a dwelling. Penalty: 2yrs, \$15,000

	<u>Not a violation if person who owns dwelling takes action to address the unlawful activity, including reporting the unlawful activity to law enforcement or initiating eviction proceedings.</u>	<u>Not a violation if person who owns dwelling takes action to address the unlawful activity, including reporting the unlawful activity to law enforcement or initiating eviction proceedings.</u>
Defacing firearms serial number	Prohibits knowingly possessing firearm with defaced serial number Penalty: 5yrs, \$50,000 May be considered a violent act for purposes of determining bail eligibility.	No change. No change. May be considered a violent act for purposes of determining bail eligibility.
Straw purchases of firearms	Prohibits purchasing firearm for another person who cannot legally possess it. Penalty: 5yrs, \$50,000 May be considered a violent act for purposes of determining bail eligibility.	No change. No change. May be considered a violent act for purposes of determining bail eligibility.
Adds to categories of persons prohibited from firearms possession	Adds to Vermont categories of persons prohibited from possessing firearms several additional categories that are already prohibited from possessing under federal law: fugitives from justice; persons subject to final relief from abuse order or final order against stalking; persons against whom charges are pending for carrying a dangerous weapon while committing a felony, drug trafficking, or human trafficking.	One change: clarifies that, for stalking order, possession prohibited only if order prohibits possession of firearms.
Carrying firearm while committing felony	With respect to existing crime of carrying a dangerous weapon while committing a felony, provides that the crime may be considered a violent act for the purposes of determining whether a person is eligible for bail, except offenses that are felonies only due to amount of property	No change
NICS records of juvenile proceedings	Authorizes disclosure of juvenile records to NICS for purposes of conducting background check when person under age 22 purchases a firearm.	No change

<p>Community Violence Prevention Program</p>	<p>Establishes Community Violence Prevention Program in Department of Health to award grants to communities and non-profits to implement innovative, evidence-based, and evidence-informed programs addressing causes of youth and community violence</p>	<p>No change to program creation</p> <p>Adds criteria for harm reduction approaches, specifies that Preference shall be given to communities where there has been an increase in violence associated with illegal drug sales and trafficking, gang activity, or human trafficking, and adds annual reporting requirement from Department to legislative committees on program status and grants made.</p>
<p>Raise the Age for Juvenile Proceedings</p>	<p>Extends implementation of Raise the Age from 2023 to 2024</p>	<p>No Change</p>
<p>Sentencing Commission Report</p>	<p>VT Sentencing Commission report on whether certain offenses should be added to Big 12</p>	<p>Moves to report offenses that had been added to Big 12 in Senate bill (carrying a firearm while committing a felony; aggravated stalking; drug trafficking; human trafficking) and adds consideration of whether to keep burglary into an occupied dwelling in the Big 12, or modify it.</p>