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H.489

Introduced by Representative Wizowaty of Burlington

Referred to Committee on

Date:

Subject: Internal security and public safety; state police; office of internal
investigation; records

Statement of purpose: This bill proposes to make records of the office of
internal investigation open to the public for inspection and copying.

An act relating to records of the office of internal investigation

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

Sec. 1. 20 V.S.A. § 1923 is amended to read:

§ 1923. INTERNAL INVESTIGATION

* * *

(d) Records of the office of internal investigation shall be ~~confidential~~,
~~except:~~

(1) ~~The state police advisory commission shall, at any time, have full and
free access to such records; and~~

(2) ~~The commissioner shall deliver such materials from the records of
the office of internal investigation as may be necessary to appropriate
prosecutorial authorities having jurisdiction; and~~

1 ~~(3) The state police advisory commission shall, in its discretion, be entitled to~~
2 ~~report to such authorities as it may deem appropriate, or to the public, or to~~
3 ~~both, to ensure that proper action is taken in each case made available to the~~
4 ~~public for inspection and copying, except that the state police advisory~~
5 ~~commission may in its discretion keep such records confidential.~~

6 Sec. 2. 1 V.S.A. § 317 is amended to read:

7 § 317. DEFINITIONS; PUBLIC AGENCY; PUBLIC RECORDS AND
8 DOCUMENTS

9 * * *

10 (c) The following public records are exempt from public inspection and
11 copying:

12 * * *

13 (18) ~~records of the office of internal investigation of the department of~~
14 ~~public safety, except as provided in 20 V.S.A. § 1923;~~

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