

1 S.58

2 Introduced by Senators Sears, Campbell and Illuzzi

3 Referred to Committee on

4 Date:

5 Subject: Delinquency; transfer from other courts

6 Statement of purpose: This bill proposes to permit an adult defendant to be
7 charged in the criminal division of the superior court for a serious crime that
8 the defendant is accused of committing when the defendant was under the age
9 of 16.

10 An act relating to jurisdiction of a crime committed when the defendant was
11 under the age of 16

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

13 Sec. 1. 33 V.S.A. § 5204a is added to read:

14 § 5204a. JURISDICTION OVER ADULT DEFENDANT FOR CRIME

15 COMMITTED WHEN DEFENDANT WAS UNDER AGE 16

16 In any instance in which the statute of limitations has not tolled on a crime
17 listed in 33 V.S.A. § 5204(a) and a juvenile petition never has been filed based
18 upon acts committed before a defendant has attained the age of 16, the state
19 may commence a proceeding against the defendant in the criminal division of
20 the superior court after the defendant has attained the age of 18.

1 Sec. 2. EFFECTIVE DATE

2 This act shall take effect on July 1, 2011.