

1 S.117

2 Introduced by Senator Sears

3 Referred to Committee on

4 Date:

5 Subject: Crimes and criminal procedure; consecutive sentences

6 Statement of purpose: This bill proposes to limit the minimum term to serve
7 on consecutive sentences to the sum of the minimum terms, regardless of when
8 the sentences were imposed.

9 An act relating to calculation of consecutive sentences

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

11 Sec. 1. 13 V.S.A. § 7032(c) is amended to read:

12 (c) In all cases where multiple or additional sentences have been or are
13 imposed, the term or terms of imprisonment under those sentences shall be
14 determined in accordance with the following definitions.

15 (1) When terms run concurrently, the shorter minimum terms merge in
16 and are satisfied by serving the longest minimum and the shorter maximum
17 terms merge in and are satisfied by discharge of the longest maximum term.

18 (2) When terms run consecutively, the minimum terms are added to
19 arrive at an aggregate minimum to be served equal to the sum of all minimum
20 terms and the maximum terms are added to arrive at an aggregate maximum

1 equal to the sum of all maximum terms. No person shall serve more time on
2 consecutive minimum sentences than the sum of the minimum terms,
3 regardless of whether the sentences are imposed on the same or different dates.
4 If a person serves a minimum term, and subsequently incurs another criminal
5 charge, the time the person spends in custody awaiting disposition of the new
6 charge shall count toward the minimum term of the new sentence, if one is
7 imposed.

8 Sec. 2. EFFECTIVE DATE

9 This act shall take effect on July 1, 2012.