1	TO THE HOUSE OF REPRESENTATIVES:
2	The Committee on Government Operations to which was referred House Bill
3	No. 765 entitled "An act relating to eliminating the part-time certification of
4	law enforcement officers" respectfully reports that it has considered the same
5	and recommends that the bill be amended by striking out all after the enacting
6	clause and inserting in lieu thereof the following:
7	Sec. 1. 20 V.S.A. § 2351 is amended to read:
8	§ 2351. PURPOSE ; DEFINITION <u>OF COUNCIL</u>
9	(a) In order to promote and protect the health, safety, and welfare of the
10	public, it is in the public interest to provide for the creation of "the the
11	Vermont Criminal Justice Training Council." Council.
12	(b) The Council is created to encourage and assist municipalities, counties,
13	and governmental agencies of this State in their efforts to improve the quality
14	of law enforcement and citizen protection by maintaining a uniform standard
15	of recruit and in-service training for law enforcement officers, including
16	members of the Department of Public Safety, capitol police officers, municipal
17	police officers, constables, correctional officers, prosecuting personnel, motor
18	vehicle inspectors, State investigators employed on a full-time basis by the
19	Attorney General, fish and game wardens, sheriffs and their deputies who
20	exercise law enforcement powers pursuant to the provisions of 24 V.S.A.
21	§§ 307 and 311, and railroad police commissioned pursuant to 5 V.S.A.

1	chapter 68, subchapter 8, police officers appointed to the University of
2	Vermont's Department of Police Services, and investigators employed by the
3	Department of Environmental Conservation who exercise law enforcement
4	powers.
5	(c) The Council shall offer continuing programs of instruction in up-to-date
6	methods of law enforcement and the administration of criminal justice.
7	(d) It is the responsibility of the Council to encourage the participation of
8	local governmental units in the program and to aid in the establishment of
9	adequate training facilities.
10	Sec. 2. 20 V.S.A. § 2355 is amended to read:
11	§ 2355. POWERS AND DUTIES
12	(a) The council <u>Council</u> shall adopt rules with respect to:
13	(1) The <u>the</u> approval, or revocation thereof, of law enforcement officer
14	training schools and off-site training programs;
15	(2) Minimum minimum courses of study, attendance requirements, and
16	equipment and facilities to be required at approved law enforcement officer
17	training schools and off-site training programs;
18	(3) Minimum minimum qualifications for instructors at approved law
19	enforcement officer training schools and off-site training programs;

1	(4) Minimum minimum basic training for law enforcement officers in
2	each level of law enforcement officer certification and the time within which
3	that training shall be completed;
4	(5) Minimum basic training in order to retain their status for law
5	enforcement officers who are appointed on a permanent basis, and the time
6	within which that basic training shall be completed following appointment;
7	[Repealed.]
8	(6) Minimum minimum annual in-service training requirements for law
9	enforcement officers in each level of law enforcement officer certification;
10	(7) Minimum minimum courses of training for other criminal justice
11	personnel;
12	(8) Categories categories or classifications of advanced in-service
13	training programs and minimum courses of study and attendance requirements
14	with respect to those categories or classifications;
15	(9) Recertification recertification of persons who have not been
16	employed as law enforcement officers for a three-year period;
17	(10) A <u>a</u> definition of criminal justice personnel and criminal justice
18	training for purposes of this title;
19	(11) Decertification decertification of persons who have been convicted
20	of a felony subsequent to their certification as law enforcement officers;

1	(12) Decertification decertification of persons who have not complied
2	with in-service training requirements, provided that the council Council,
3	through its executive director Executive Director, may grant a 60-day waiver
4	to a police law enforcement officer who has failed to meet his or her annual
5	in-service training requirements but who is able to complete those training
6	requirements within that 60-day period.
7	(b) The council <u>Council</u> shall conduct and administer training schools and
8	offer courses of instruction for law enforcement officers and other criminal
9	justice personnel. The council Council may also offer the basic officer's
10	course for pre-service students.
11	(c)(1) The council Council shall appoint, subject to the approval of the
12	governor Governor, an executive director Executive Director who shall be an
13	exempt state State employee, and who shall hold office during the pleasure of
14	the council Council.
15	(2)(A) He or she The Executive Director shall perform such duties as
16	may be assigned by the council Council. The executive director is entitled to
17	compensation, as established by law, and reimbursement for the expenses
18	within the amounts available by appropriation.
19	(B) The executive director Executive Director may appoint officers,
20	employees, agents, and consultants as he or she may deem necessary, and
21	prescribe their duties, with the approval of the council Council.

1	(3) The Executive Director is entitled to compensation as established by
2	law and reimbursement for expenses within the amounts available by
3	appropriation.
4	(d) The council <u>Council</u> may, in addition:
5	(1) Accept accept and administer under this chapter and for its purposes
6	contributions, capital grants, gifts, services, and other financial assistance from
7	any individual, association, corporation, or other organization having an
8	interest in criminal justice training, and from this state State and the United
9	States and any of their agencies and instrumentalities, corporate or
10	otherwise; and
11	(2) Perform perform such other acts as may be necessary or appropriate
12	to carry out the purposes of this chapter.
13	(e) Any agency or department of state government, municipality or State,
14	county, or municipal government may, notwithstanding any provision of this
15	chapter, engage in and pay for, from sums appropriated for that purpose,
16	training activities for employees in addition to any minimum training required
17	by the council <u>Council</u> .
18	(f) The council <u>Council</u> shall charge participants or employers of
19	participants in law enforcement training programs as follows:

1	(1) The tuition fee for <u>Level III</u> basic training required under section
2	2358 of this title chapter shall be \$6,417.00. This fee shall not be charged for
3	persons employed by police agencies at the time of training.
4	(2) The tuition fees for training not required under section 2358 of this
5	title chapter shall be set to reflect the actual costs for operation of the particular
6	programs offered, with an additional \$30.00 entrance exam fee.
7	(g) The eriminal justice training council Council shall develop and
8	maintain a comprehensive drug training program by July 1, 1988.
9	Sec. 3. 20 V.S.A. § 2357 is amended to read:
10	§ 2357. POWERS AND DUTIES OF THE EXECUTIVE DIRECTOR
11	The executive director Executive Director of the council Council, on behalf
12	of the council Council, shall have the following powers and duties, subject to
13	the supervision of the council <u>Council</u> and to be exercised only in accordance
14	with rules adopted under this chapter:
15	(1) To to approve, on applications made in advance, criminal justice
16	personnel training programs and their lesson plans and instructors, to issue
17	certificates of approval to those programs, and to revoke those approvals or
18	certificates;
19	(2) To to certify, as qualified, instructors at approved criminal justice
20	personnel training schools and to issue appropriate certificates to those
21	instructors;

1	(3) To to certify criminal justice personnel who have satisfactorily
2	completed approved training programs and to issue appropriate certificates to
3	them;
4	(4) To to cause studies and surveys to be made relating to the
5	establishment, operation, and approval of criminal justice training schools;
6	(5) To to consult and cooperate with law enforcement officer criminal
7	justice training schools:
8	(A) to recommend a course of study in crime prevention for law
9	enforcement students; and
10	(B) for the development of advanced in-service training programs for
11	law enforcement officers, which shall include a course of study on crime
12	prevention;
13	(6) $\frac{1}{10}$ to consult and cooperate with universities, colleges, and institutes
14	for the development of specialized courses of study including a course of study
15	on crime prevention, where appropriate;
16	(7) To to consult and cooperate with other departments and agencies of
17	the state State and federal government concerned with criminal justice
18	personnel training;
19	(8) To provide courses for persons who wish to make application for
20	licensing as a private detective as provided in 32 V.S.A. § 9506, and to charge

1	the applicant a reasonable fee, based on the cost of providing courses;
2	[Repealed.]
3	(9) To to perform such other acts as may be necessary or appropriate to
4	carry out his or her powers and duties as set forth in this chapter;
5	(10) To to report to the council Council at each regular meeting of the
6	council Council and at such other times as may be required.; and
7	(11) Approve to approve and accept pre-service students for the basic
8	Level III officer's <u>basic</u> training course.
9	Sec. 4. 20 V.S.A. § 2358 is amended to read:
10	§ 2358. MINIMUM TRAINING STANDARDS: DEFINITIONS
11	(a) Unless waived by the Council under standards adopted by rule, and
12	notwithstanding any statute or charter to the contrary, no person shall exercise
13	law enforcement authority: as a law enforcement officer without completing a
14	basic training course and annual in-service training within a time and manner
15	prescribed by the Council by rule.
16	(1) as a part time law enforcement officer without completing a basic
17	training course within a time prescribed by rule of the Council; or
18	(2) as a full time law enforcement officer without either:
19	(A) completing a basic training course in the time and manner
20	prescribed by the Council; or

1	(B) having received, before July 1, 1968, permanent full-time
2	appointment as a law enforcement officer, and completing a basic training
3	course before July 1, 1982.
4	(3) as a full or part-time law enforcement officer without completing
5	annual in service training requirements as prescribed by the Council.
6	(b) <u>The Council shall offer or approve basic training and annual in-service</u>
7	training for each of the following three levels of law enforcement officer
8	certification in accordance with the scope of practice for each level, and shall
9	determine the scope of practice for each level:
10	(1) Level I certification.
11	(A) An applicant for certification as a Level I law enforcement
12	officer shall first complete an off-site training program prior to entering and
13	completing Level I basic training.
14	(B) The scope of practice of a Level I law enforcement officer shall
15	be limited to security, transport, vehicle escorts, and traffic control.
16	(2) Level II certification.
17	(A) An applicant for certification as a Level II law enforcement
18	officer shall first complete Level II basic training and may then become
19	certified in any specialized practice area approved by the Council by rule.

1	(B) The scope of practice of a Level II law enforcement officer shall
2	include the scope of practice of his or her basic training and the scope of
3	practice of his or her certified specialized practice area.
4	(C) A Level II officer shall not exercise law enforcement authority
5	beyond his or her certified scope of practice as determined by the Council and
6	shall call upon a Level III officer to respond and assume law enforcement
7	authority over an incident.
8	(3) Level III certification.
9	(A) An applicant for certification as a Level III law enforcement
10	officer shall complete Level III basic training.
11	(B) The scope of practice of a Level III law enforcement officer shall
12	include all law enforcement authority.
13	(c) All programs required by this section shall be approved by the Council.
14	Completion of a program shall be established by a certificate to that effect
15	signed by the Executive Director of the Council.
16	(c)(d) As used in this section:
17	(1) "Law enforcement officer" means a member of the Department of
18	Public Safety who exercises law enforcement powers, a member of the State
19	police, a capitol police officer, a municipal police officer, a constable who
20	exercises law enforcement powers, a correctional officer who exercises law
21	enforcement powers, a motor vehicle inspector, an employee of the

 Department of Liquor Control who exercises law enforcement powers, an investigator employed by the Secretary of State, Board of Medical Practice investigators employed by the Department of Health, Attorney General, or a 	
2 investigators amployed by the Department of Uselth Attorney Constal or a	
5 myesugators employed by the Department of nearth, Attorney General, of a	
4 state's attorney <u>State's Attorney</u> , a fish and game warden, a sheriff, or deputy	
5 sheriff who exercises law enforcement powers, or a railroad police officer	
6 commissioned pursuant to 5 V.S.A. chapter 68, subchapter 8, a police officer	
7 appointed to the University of Vermont's Department of Police Services, or a	<u>n</u>
8 <u>investigator employed by the Department of Environmental Conservation wh</u>	<u>0</u>
9 <u>exercises law enforcement powers.</u>	
10 (2) "Full-time law enforcement officer" means a law enforcement	
11 officer with duties of a predictable and continuing nature which require more	
12 than 32 hours per week and more than 25 weeks per year <u>"Off-site training"</u>	
13 means training provided off the premises of a law enforcement officer trainin	g
14 school and approved by the Council under the provisions of section 2355 of	
15 <u>this chapter</u> .	
16 (3) "Part time law enforcement officer" means a law enforcement	
17 officer who is not employed full time. [Repealed.]	
18 (d) The council may determine whether a particular position is full time o	r
19 part-time.	

1	(e) The criteria for all minimum training standards under this section shall
2	include anti-bias training approved by the Vermont Criminal Justice Training
3	Council.
4	Sec. 5. TRANSITIONAL PROVISIONS; GRANDFATHERING OF
5	PART-TIME OR FULL-TIME CERTIFIED LAW ENFORCEMENT
6	OFFICERS; RULEMAKING AUTHORITY
7	(a) Any law enforcement officer certified by the Vermont Criminal Justice
8	Training Council as a part-time or full-time law enforcement officer
9	immediately prior to the effective date of Sec. 4 of this act may continue to
10	hold that certification and practice as a law enforcement officer, but shall
11	thereafter be required to complete the annual in-service training for one of the
12	three levels of law enforcement officer certification provided by the Council
13	pursuant to the terms of Sec. 4 of this act according to that officer's desired
14	scope of practice.
15	(b) The Vermont Criminal Justice Training Council shall adopt rules
16	in order to implement the provisions of Secs. 2 (amending 20 V.S.A. § 2355
17	(powers and duties)), 4 (amending 20 V.S.A. § 2358 (minimum training
18	standards; definitions)), and this section prior to the effective date of
19	Secs. 2 and 4.

1	* * * Investigators Employed by the Secretary of State * * *		
2	Sec. 6. 3 V.S.A. § 123(f) is amended to read:		
3	(f) Classified State employees who are employed as investigators by the		
4	Secretary of State who have successfully met the standards of training for a		
5	full time Level III law enforcement officer under 20 V.S.A. chapter 151 shall		
6	have the same powers as sheriffs in criminal matters and the enforcement of		
7	the law and in serving criminal process, and shall have all the immunities and		
8	matters of defense now available or hereafter made available to sheriffs in a		
9	suit brought against them in consequence for acts done in the course of their		
10	employment.		
11	* * * Vermont Employees Retirement System * * *		
12	Sec. 7. 3 V.S.A. § 455 is amended to read:		
13	§ 455. DEFINITIONS		
14	(a) Unless a different meaning is plainly required by the context, the		
15	following words and phrases as used in this subchapter shall have the		
16	following meanings:		
17	* * *		
18	(9) "Employee" shall mean:		
19	* * *		
20	(B) any regular officer or employee of the Department of Public		
21	Safety assigned to police and law enforcement duties, including the		

1	Commissioner of Public Safety appointed before July 1, 2001; but, irrespective
2	of the member's classification, shall not include any member of the General
3	Assembly as such, any person who is covered by the Vermont Teachers'
4	Retirement System, any person engaged under retainer or special agreement or
5	C beneficiary employed by the Department of Public Safety for not more than
6	208 hours per year, or any person whose principal source of income is other
7	than State employment. In all cases of doubt, the Retirement Board shall
8	determine whether any person is an employee as defined in this subchapter.
9	Also included under this subdivision are employees of the Department of
10	Liquor Control who exercise law enforcement powers, employees of the
11	Department of Fish and Wildlife assigned to law enforcement duties, motor
12	vehicle inspectors, full-time deputy sheriffs employed by the State of Vermont,
13	full-time members of the capitol police force, investigators employed by the
14	Criminal Division of the Office of the Attorney General, Department of State's
15	Attorneys, Department of Health, or Office of the Secretary of State, who have
16	attained full-time Level III law enforcement officer certification from the
17	Vermont Criminal Justice Training Council, who are required to perform law
18	enforcement duties as the primary function of their employment, and who may
19	be subject to mandatory retirement permissible under 29 U.S.C. § 623(j), who
20	are first included in membership of the system on or after July 1, 2000. Also

2/27/2014 - BAW - 08:14 AM 1 included under this subdivision are full-time firefighters employed by the State 2 of Vermont. * * * 3 * * * Railroad Police * * * 4 5 Sec. 8. 5 V.S.A. chapter 68, subchapter 8 is amended to read: 6 Subchapter 8. Railroad Police 7 § 3755. COMMISSIONS 8 Upon petition of a person or corporation owning or operating a railroad, the 9 commissioner of public safety Commissioner of Public Safety may, subject to the provisions of section 3757 of this subchapter, commission any employees 10 11 of the railroad as the person or corporation designates to act as police officers 12 in and upon the premises and equipment owned, managed, or used by a railroad, shall issue commissions to the employees to act as police so 13 14 commissioned, and shall have the authority to rescind such commissions. * * * 15 § 3757. QUALIFICATIONS 16 17 Persons commissioned pursuant to section 3755 of this title subchapter shall 18 be subject to minimum training standards established by rule of the Vermont 19 eriminal justice training council Criminal Justice Training Council pursuant to 20 20 V.S.A. chapter 151; provided that persons employed as full time railroad police before January 1, 1981, shall have until July 1, 1984, to meet the 21

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1	minimum training standards or equivalent standards as determined by the	
2	council, and may continue to function under laws in effect prior to passage of	
3	this subchapter until July 1984, or until receiving a commission under this	
4	subchapter, whichever occurs sooner.	
5	* * *	
6	§ 3763. TERMINATION OF AUTHORITY	
7	Upon termination of employment as a railroad police officer of any person	
8	commissioned pursuant to this subchapter, the person's commission shall be	
9	automatically rescinded and his or her powers as a police officer shall	
10	terminate. Within 10 days after the termination, the employing railroad shall	
11	file a notice of the termination with the commissioner of public safety	
12	Commissioner of Public Safety and the Vermont Criminal Justice Training	
13	Council. The state State of Vermont shall not be responsible for the	
14	supervision, discipline, or decision to terminate the employment of persons	
15	commissioned as railroad police officers under this subchapter.	
16	* * * Game Wardens * * *	
17	Sec. 9. 10 V.S.A. § 4198 is amended to read:	
18	§ 4198. POLICE POWERS; TRAINING; STATE GAME WARDENS;	
19	DEPUTY GAME WARDENS	
20	Upon certification by the executive director of the criminal justice training	
21	council of the successful completion of the training program for obtaining from	

1	the Vermont Criminal Justice Training Council Level III law enforcement	
2	officers officer certification as established in 20 V.S.A. § 2358, state State	
3	game wardens and deputy game wardens shall have the same law enforcement	
4	authority, duties, and powers as state police State Police, sheriffs, constables,	
5	and municipal police, and shall have all immunities and defenses now or	
6	hereafter available to state police, sheriffs, constables, and municipal police in	
7	a suit brought against them in consequence of acts done in the course of their	
8	employment. State game wardens and deputy game wardens shall receive their	
9	regular compensation during the time they are enrolled in the Vermont	
10	Criminal Justice Training Council training program.	
11	* * * Crimes and Criminal Procedure * * *	
11 12	* * * Crimes and Criminal Procedure * * * Sec. 10. 13 V.S.A. § 4010 is amended to read:	
12	Sec. 10. 13 V.S.A. § 4010 is amended to read:	
12 13	Sec. 10. 13 V.S.A. § 4010 is amended to read: § 4010. GUN SILENCERS	
12 13 14	Sec. 10. 13 V.S.A. § 4010 is amended to read:§ 4010. GUN SILENCERSA person who manufactures, sells, uses, or possesses with intent to sell or	
12 13 14 15	Sec. 10. 13 V.S.A. § 4010 is amended to read:§ 4010. GUN SILENCERSA person who manufactures, sells, uses, or possesses with intent to sell or use an appliance known as or used for a gun silencer shall be fined \$25.00 for	
12 13 14 15 16	Sec. 10. 13 V.S.A. § 4010 is amended to read:§ 4010. GUN SILENCERSA person who manufactures, sells, uses, or possesses with intent to sell or use an appliance known as or used for a gun silencer shall be fined \$25.00 for each offense. The provisions of this section shall not prevent the use or	
12 13 14 15 16 17	 Sec. 10. 13 V.S.A. § 4010 is amended to read: § 4010. GUN SILENCERS A person who manufactures, sells, uses, or possesses with intent to sell or use an appliance known as or used for a gun silencer shall be fined \$25.00 for each offense. The provisions of this section shall not prevent the use or possession of gun silencers by: 	
12 13 14 15 16 17 18	 Sec. 10. 13 V.S.A. § 4010 is amended to read: § 4010. GUN SILENCERS A person who manufactures, sells, uses, or possesses with intent to sell or use an appliance known as or used for a gun silencer shall be fined \$25.00 for each offense. The provisions of this section shall not prevent the use or possession of gun silencers by: (1) a certified, full time law enforcement officer or department of fish 	

1	enforcement training and scope of practice and the policies and procedures of	
2	that officer's or employee's agency or department; or	
3	(2) the Vermont National Guard in connection with its duties and	
4	responsibilities.	
5	* * * Sheriffs * * *	
6	Sec. 11. 32 V.S.A. § 1182 is amended to read:	
7	§ 1182. SHERIFFS	
8	(a) The annual salaries of the sheriffs of all counties except Chittenden	
9	shall be \$67,688.00 as of July 1, 2012 and \$70,192.00 as of July 14, 2013. The	
10	annual salary of the sheriff of Chittenden County shall be \$71,631.00 as of	
11	July 1, 2012 and \$74,281.00 as of July 14, 2013.	
12	(b) Compensation under subsection (a) of this section shall be reduced by	
13	10 percent for any sheriff who has not completed the full-time training	
14	requirements Level III law enforcement officer certification under 20 V.S.A.	
15	§ 2358.	
16	* * * Investigators Appointed by a State's Attorney * * *	
17	Sec. 12. 24 V.S.A. § 364 is amended to read:	
18	§ 364. INVESTIGATOR	
19	(a)(1) A state's attorney State's Attorney may appoint an investigator and,	
20	with the approval of the Governor, shall fix the investigator's pay not to	

1	exceed that of a noncommissioned officer of the Department of Public Safety,
2	and may remove the investigator at will.
3	(2) An investigator shall be reimbursed for necessary expenses incurred
4	in connection with his or her official duties when approved by the state's
5	attorney State's Attorney and the Commissioner of Human Resources.
6	(3) Investigators shall take part in the investigation of crime, the
7	detection of persons suspected of committing crimes, the preparation of any
8	criminal cause for trial, and other tasks related to the state's attorney's office
9	Office of the State's Attorney.
10	(4) No person may be appointed as an investigator unless he or she has
11	had appropriate experience in investigative work for a period of not less than
12	two years, including employment as a private detective or a law enforcement
13	officer, or has successfully completed a course of training under 20 V.S.A.
14	chapter 151.
15	(b) A person appointed as an investigator who has successfully completed a
16	course of training under 20 V.S.A. chapter 151 obtained certification as a
17	Level III law enforcement officer under the provisions of 20 V.S.A. § 2358
18	shall have the same powers as sheriffs in criminal matters and the enforcement
19	of the law and in serving criminal process, and shall have all the immunities
20	and matters of defense now available or hereafter made available to sheriffs in

1	a suit brought against them in consequence for acts done in the course of their	
2	employment.	
3	* * * Constables * * *	
4	Sec. 13. 24 V.S.A. § 1936a is amended to read:	
5	§ 1936a. CONSTABLES; POWERS AND QUALIFICATIONS	
6	* * *	
7	(d) A municipal legislative body may vote to allow a constable elected or	
8	appointed in another municipality to exercise law enforcement authority in its	
9	municipality, provided that:	
10	(1) the constable is not prohibited from exercising law enforcement	
11	authority under subsection (a) of this section;	
12	(2) the constable has completed the training requirements for a full time	
13	or part-time law enforcement officer is certified to exercise that authority under	
14	20 V.S.A. § 2358; and	
15	(3) the exercise of law enforcement authority is conducted in accordance	
16	with policies and procedures adopted by the legislative body establishing the	
17	circumstances under which the authority may be exercised.	
18	* * * Investigators Employed by the Board of Medical Practice * * *	
19	Sec. 14. 26 V.S.A. § 1351 is amended to read:	
20	§ 1351. BOARD OF MEDICAL PRACTICE	
21	* * *	

1	(f) Classified state <u>State</u> employees who are employed as investigators by		
2	the department of health Department of Health who have successfully met the		
3	standards of training for a full time are certified as a Level III law enforcement		
4	officer under 20 V.S.A. chapter 151 <u>20 V.S.A. § 2358</u> shall have the same		
5	powers as sheriffs in criminal matters and the enforcement of the law and in		
6	serving criminal process, and shall have all the immunities and matters of		
7	defense now available or hereafter made available to sheriffs in a suit brought		
8	against them in consequence for acts done in the course of their employment.		
9	* * * Correctional Officers * * *		
10	Sec. 15. 28 V.S.A. § 551a is amended to read:		
11	§ 551a. LAW ENFORCEMENT POWERS OF CORRECTIONAL		
12	OFFICERS; TRAINING REQUIREMENTS		
13	(a) The commissioner of corrections Commissioner of Corrections shall		
14	establish training requirements necessary for a correctional officer, who is		
15	certified as a Level III law enforcement officer under 20 V.S.A. § 2358, to be		
16	authorized to exercise the power to arrest a person on probation under section		
17	301 of this title, to arrest a person serving supervised community sentence		
18	under section 363 of this title, or to arrest a person on parole under section 551		
19	of this title. The required training shall include but not be limited to training in		
20	search and seizure, criminal law, authority to arrest, use of force, reporting and		
21	record keeping, and liability for actions and conduct.		

1	(b) The commissioner may also authorize and designate any correctional	
2	officer as defined in subdivision 3(10) of this title to become certified by the	
3	criminal justice training council as a part-time law enforcement officer,	
4	pursuant to the provisions of chapter 151 of Title 20. The commissioner	
5	Commissioner and the director of the training academy shall Executive	
6	Director of the Vermont Criminal Justice Training Council may develop	
7	curriculum for the certification of correctional officers subject to the approval	
8	of the training council. The commissioner <u>Commissioner</u> by department	
9	Department policy may prescribe the use of those law enforcement powers	
10	consistent with the official duties and job descriptions of the correctional	
11	officer, and may direct that the correctional officer not carry any weapon while	
12	on duty. Any person hereby certified shall be sworn by the commissioner	
13	Commissioner.	
14	Sec. 16. EFFECTIVE DATES	
15	This act shall take effect on July 1, 2015 except this section and Sec. 5	
16	(transitional provisions; grandfathering of part-time or full-time certified law	
17	enforcement officers; rulemaking authority), which shall take effect on	
18	passage.	
19	and that after passage the title of the bill be amended to read: "An act relating	
20	to establishing different levels of certification and scopes of practice for law	
21	enforcement officers".	

1		
2		
3		
4	(Committee vote:)	
5		
6		Representative
7		FOR THE COMMITTEE
8		