

Changes in penalties for burglary in S.295

Burglary +	Current Law	S.295
Burglary	15 years	No change
Dangerous or deadly weapon	15 years plus 5 years per § 4005* = 20 years	20 years (no substantive change)
Occupied dwelling	25 years	No change
Occupied dwelling AND dangerous or deadly weapon	25 years plus 5 years per § 4005* = 30 years	30 years (no substantive change)
Occupied dwelling AND occupants present at the time AND dangerous or deadly weapon or use/threat of force	25 years plus 5 years per § 4005* = 30 years	40 years

*13 V.S.A. § 4005 states that, “Except as otherwise provided in 18 V.S.A. § 4253, a person who carries a dangerous or deadly weapon, openly or concealed, while committing a felony shall be imprisoned not more than five years or fined not more than \$500.00, or both.”