

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Fish, Wildlife and Water Resources to which was
3 referred House Bill No. 766 entitled “An act relating to harassment of a fish
4 and wildlife warden” respectfully reports that it has considered the same and
5 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. 13 V.S.A. § 1061 is amended to read:

8 § 1061. DEFINITIONS

9 As used in this ~~subchapter~~ chapter:

10 (1) “Stalk” means to engage in a course of conduct which consists of
11 following, lying in wait for, or harassing, and:

12 (A) serves no legitimate purpose; and

13 (B) would cause a reasonable person to fear for his or her physical
14 safety or would cause a reasonable person substantial emotional distress.

15 (2) “Course of conduct” means a pattern of conduct composed of two or
16 more acts over a period of time, however short, evidencing a continuity of
17 purpose. Constitutionally protected activity is not included within the meaning
18 of “course of conduct.”

19 (3) “Following” means maintaining over a period of time a visual or
20 physical proximity to another person in such manner as would cause a
21 reasonable person to have a fear of unlawful sexual conduct, unlawful restraint,
22 bodily injury, or death.

1 (2) “Corrections officer” means an employee of the Department of
2 Corrections whose official duties or job classification includes the supervision
3 or monitoring of a person on parole or probation or serving any sentence of
4 incarceration whether inside or outside a correctional facility.

5 (b) A person shall not harass a law enforcement officer, corrections officer,
6 or a member of a law enforcement officer’s or corrections officer’s family, in
7 connection with the officer’s exercise of his or her duties.

8 (c) A person who is convicted of harassment of a law enforcement or
9 corrections officer shall be imprisoned not more than two years or fined not
10 more than \$5,000.00, or both.

11 Sec. 3. EFFECTIVE DATE

12 This act shall take effect on July 1, 2014.

13 and that after passage the title of the bill be amended to read: “An act relating
14 to harassment of law enforcement and corrections officers” .

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16 (Committee vote: _____)

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Representative _____

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FOR THE COMMITTEE