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| 1       | H.7                                                                                                 |
|---------|-----------------------------------------------------------------------------------------------------|
| 2       | Introduced by Representative Hubert of Milton                                                       |
| 3       | Referred to Committee on                                                                            |
| 4       | Date:                                                                                               |
| 5       | Subject: Public safety; law enforcement officers; certification                                     |
| 6       | Statement of purpose of bill as introduced: This bill proposes to make                              |
| 7       | miscellaneous amendments to laws regarding law enforcement officer                                  |
| 8       | certification.                                                                                      |
|         |                                                                                                     |
|         |                                                                                                     |
| 9<br>10 | An act relating to miscellaneous amendments to laws regarding law enforcement officer certification |
| 11      | It is hereby enacted by the General Assembly of the State of Vermont:                               |
| 12      | * * * Capitol Police Officers * * *                                                                 |
| 13      | Sec. 1. REPEAL                                                                                      |
| 14      | 2014 Acts and Resolves No. 141, Sec. 10 (amending 2 V.S.A. § 70 (Capitol                            |
| 15      | Police Department)) is repealed.                                                                    |
| 16      | Sec. 2. 2 V.S.A. § 70 is amended to read:                                                           |

\* \* \*

 $\S$  70. CAPITOL POLICE DEPARTMENT

| 1  | (b) Powers; training.                                                                       |
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| 2  | (1) $\underline{\mathbf{A}}$ Capitol police officers Police officer shall have all the same |
| 3  | powers and authority as sheriffs and other law enforcement officers anywhere                |
| 4  | in the State, which shall include the authority to arrest persons and enforce the           |
| 5  | civil and criminal laws, keep the peace, provide security, and to serve civil and           |
| 6  | criminal process. For this purpose, eapitol police officers a Capitol Police                |
| 7  | officer shall subscribe to the same oaths required for sheriffs.                            |
| 8  | (2) Notwithstanding any other provision of law to the contrary, a capitol                   |
| 9  | police Capitol Police officer shall be a Level III law enforcement officer                  |
| 10 | certified by the Vermont eriminal justice training council Criminal Justice                 |
| 11 | Training Council pursuant to the provisions of 20 V.S.A. chapter 151.                       |
| 12 | * * *                                                                                       |
| 13 | * * * Sheriffs * * *                                                                        |
| 14 | Sec. 3. 24 V.S.A. § 312 is amended to read:                                                 |
| 15 | § 312. JURISDICTION OF SHERIFFS                                                             |
| 16 | (a) Subject to subsection (b) of this section, the The powers of sheriffs with              |
| 17 | respect to criminal matters and the enforcement of the law may be exercised                 |
| 18 | statewide.                                                                                  |
| 19 | (b) A sheriff may exercise law enforcement powers statewide only if the                     |
| 20 | sheriff has completed the training requirements established for full-time or                |

part-time law enforcement officers under section 2358 of Title 20.

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| 1  | * * * Village of North Troy Charter Provision * * *                                |
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| 2  | Sec. 4. 24 App. V.S.A. chapter 253, § 20 is amended to read:                       |
| 3  | § 20. VILLAGE CONSTABLE                                                            |
| 4  | An office of Village Constable is established in the Village of North Troy.        |
| 5  | The Village Constable shall be appointed by the Village trustees Trustees and      |
| 6  | serve at the pleasure of the trustees Trustees. The If the Village Constable       |
| 7  | shall, if he or she has completed the training requirements for is certified as a  |
| 8  | full-time or part-time Level II or Level III law enforcement officer under         |
| 9  | 20 V.S.A. § 2358, he or she shall have the authority to enforce any Village        |
| 10 | ordinance.                                                                         |
| 11 | * * * Investigators Employed by the Board of Medical Practice * * *                |
| 12 | Sec. 5. REPEAL                                                                     |
| 13 | 2014 Acts and Resolves No. 141, Sec. 20 (amending 26 V.S.A. § 1351                 |
| 14 | (Board of Medical Practice)) is repealed.                                          |
| 15 | Sec. 6. 26 V.S.A. § 1351 is amended to read:                                       |
| 16 | § 1351. BOARD OF MEDICAL PRACTICE                                                  |
| 17 | * * *                                                                              |
| 18 | (f)(1) Classified A classified State employees employee who are is                 |
| 19 | employed as investigators an investigator by the Department of Health who          |
| 20 | currently meet the standards of training for is certified as a full-time Level III |

law enforcement officer under 20 V.S.A. chapter 151 shall have the same

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| 1  | powers as sheriffs in criminal matters and the enforcement of the law and in     |
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| 2  | serving criminal process, and shall have all the immunities and matters of       |
| 3  | defense now available or hereafter made available to sheriffs in a suit brought  |
| 4  | against them him or her in consequence for acts done in the course of their his  |
| 5  | or her employment.                                                               |
| 6  | (2) <u>A</u> Board of Medical Practice investigators investigator employed by    |
| 7  | the Department of Health who do is not currently meet the standards of           |
| 8  | training for certified as a full-time Level III law enforcement officer under    |
| 9  | 20 V.S.A. chapter 151 shall annually obtain a minimum of 25 hours of training    |
| 10 | regarding the methods of conducting investigations of alleged unprofessional     |
| 11 | conduct, as approved by the Board.                                               |
| 12 | (3) Any Board of Medical Practice investigator employed by the                   |
| 13 | Department of Health shall obtain as soon as practicable and thereafter          |
| 14 | maintain certification by a nationally or regionally recognized entity regarding |
| 15 | the investigation of licensing cases, as approved by the Board.                  |
| 16 | Sec. 7. EFFECTIVE DATES                                                          |
| 17 | (a) This section and the following sections shall take effect on passage:        |
| 18 | (1) Sec. 1 (repealing 2014 Acts and Resolves No. 141, Sec. 10);                  |
| 19 | (2) Sec. 3 (amending 24 V.S.A. § 312); and                                       |

(3) Sec. 5 (repealing 2014 Acts and Resolves No. 141, Sec. 20).

(b) All other sections shall take effect on July 1, 2015.