

1 TO THE HONORABLE SENATE:

2 The Committee on Government Operations to which was referred House  
3 Bill No. 18 entitled “An act relating to Public Records Act exemptions”  
4 respectfully reports that it has considered the same and recommends that the  
5 Senate propose to the House that the bill be amended by striking out Sec. 21  
6 and the reader assistance thereto in their entirety and inserting in lieu thereof  
7 the following:

8 \* \* \* Presentence and Preparole Reports; Supervision History \* \* \*

9 Sec. 21. 28 V.S.A. § 204 is amended to read:

10 § 204. SUBMISSION OF WRITTEN REPORT; PROTECTION OF  
11 RECORDS

12 \* \* \*

13 (d) Any presentence report, ~~pre-parole~~ preparole report, or supervision  
14 history prepared by any employee of the Department in the discharge of the  
15 employee’s official duty, except as provided in subdivision 204a(b)(5) and  
16 section 205 of this title, is ~~privileged~~ confidential and shall not be disclosed to  
17 anyone outside the Department other than the judge or the Parole Board,  
18 except that the court or Board may in its discretion permit the inspection of the  
19 report or parts thereof by the State’s Attorney, the defendant or inmate, or his  
20 or her attorney, or other persons having a proper interest therein, whenever the  
21 best interest or welfare of the defendant or inmate makes that action desirable

1 or helpful. Nothing in this section shall prohibit the Department for Children  
2 and Families from accessing the supervision history of probationers or parolees  
3 for the purpose of child protection.

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7 (Committee vote: \_\_\_\_\_)

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Senator \_\_\_\_\_

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FOR THE COMMITTEE