

1 SPECIAL SESSION

2 H.1

3 Introduced by Representatives Grad of Moretown and Pugh of South

4 Burlington

5 Referred to Committee on

6 Date:

7 Subject: Crimes; sexual exploitation of person in custody of law enforcement

8 officer

9 Statement of purpose of bill as introduced: This bill proposes to create the  
10 crime of sexual exploitation of a person in the custody of a law enforcement  
11 officer.

12 An act relating to sexual exploitation of a person in law enforcement officer  
13 custody

14 It is hereby enacted by the General Assembly of the State of Vermont:

15 Sec. 1. 13 V.S.A. § 3251 is amended to read:

16 § 3251. DEFINITIONS

17 As used in this chapter:

18 \* \* \*

19 (9) “Law enforcement officer” means a person certified as a law  
20 enforcement officer under the provisions of 20 V.S.A. chapter 151.

1       Sec. 2. 13 V.S.A. § 3259 is added to read:

2       § 3259. SEXUAL EXPLOITATION OF A PERSON IN THE CUSTODY OF  
3               A LAW ENFORCEMENT OFFICER

4               (a) No law enforcement officer shall engage in a sexual act with a person  
5               whom the officer is detaining, arresting, or otherwise holding in custody or  
6               who the officer knows is being detained, arrested, or otherwise held in custody  
7               by another officer.

8               (b) A person who violates subsection (a) of this section shall be imprisoned  
9               for not more than five years or fined not more than \$10,000.00, or both.

10       Sec. 3. EFFECTIVE DATE

11               This act shall take effect on passage.