

H.503, An Act Relating to Bail,
Side-by-Side Comparison of Senate and House Versions

House Version	Senate Version
TITLE	NEW TITLE
“An act relating to bail”	“An act relating to criminal justice.”
<p>Sec. 1. Appearance bonds; generally</p> <p>Prohibits the impositions of cash bail in cases where a person was cited for a misdemeanor.</p>	<p>Sec. 1. Appearance bonds; generally</p> <p>Same.</p>
	<p>Sec. 2. Release prior to trial</p> <p>Codifies existing case law allowing a Court to order, as a condition of release that is intended to protect public safety, that a defendant not possess firearms or other weapons.</p>
<p>Sec. 2. Summons or arrest of probationer</p> <p>Clarifies that a correctional officer may cite a person, not just arrest, if they suspect that person has violated a condition of his or her probation.</p> <p>Requires release of nonviolent offender for VOP if bail or conditions of release are sufficient to ensure appearance and would reasonably protect the public. Discretionary if violent offender VOP.</p>	<p>Sec. 3. Summons or arrest of probationer</p> <p>Same</p> <p>Deleted</p>

House Version

Senate Version

<p>Sec. 3. Pretrial communications recommendations</p> <p>Study committee to examine options for increasing communication opportunities between courts and criminal defendants to prevent missed court appearances.</p>	
	<p>Secs. 4-7. Fentanyl/Pseudoephedrine</p> <p>S.22 as passed by the Senate except the crime of possession of Fentanyl was removed.</p>
	<p>Sec. 8. Cannabidiol drugs</p> <p>Clarifies that, upon FDA approval, a drug with CBD would be permitted and tells the Department of Health to amend its rules to be clear.</p>
<p>Sec. 2 of H.511 as passed by the House.</p>	<p>Sec. 9. Implied consent</p> <p>Makes Vermont's implied consent statute consistent with U.S. Supreme Court decisions; requires warrant or consent; refusing a test cannot result in criminal penalty.</p>

House Version

Senate Version

<p>Sec. 4. Home detention program</p> <p>Amends the home detention program statute to grant a defendant time served for time spent in home detention.</p>	<p>Sec. 10. Electronic monitoring</p> <p>Directs the Commissioner of Corrections to establish an active electronic monitoring program with real-time enforcement. The electronic monitoring will be administered by the Department of State's Attorneys and Sheriffs and enforced by the Department of Corrections.</p> <p>An offender will only be eligible for EMP if electronic monitoring equipment is fully functional in the geographic area where the offender will be located.</p>
	<p>Sec. 10a. Aggravated cruelty to animals</p> <p>S.12 as passed the Senate.</p>
<p>Effective dates</p> <p>July 1, 2017.</p>	<p>Sec. 11. Effective dates</p> <p>Secs. 7 (ephedrine and pseudoephedrine), 9 (impaired driving), and 10 (electronic monitoring) shall take effect on passage.</p> <p>The remaining sections shall take effect on July 1, 2017.</p>