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S.79

**Comparison of “as introduced” and Sen. Sears’ strike-all amendment,
Senate Judiciary, February 16, 2017**

Senator Sears moves that the bill be amended by striking out all after the
enacting clause and inserting in lieu thereof the following:

Sec. 1. FINDINGS AND LEGISLATIVE INTENT

The General Assembly finds that:

(1) In Vermont, we celebrate the rich cultural heritage and diversity of
our residents.

(2) All Vermonters should be free from discrimination on the basis of
their sex, sexual orientation, gender identity, marital status, race, color,
religion, national origin, immigration status, age, or disability.

(3) Vermont must uphold the protection of religious freedom enshrined
in the U.S. Constitution and the Vermont Constitution for all its people, and
the State has a moral obligation to protect its residents from religious
persecution.

(4) Article 3 of Chapter I of the Vermont Constitution prohibits any
power from assuming any authority that interferes with or controls, in any
manner, the rights of conscience in the free exercise of religious worship.

(5) Article 7 of Chapter I of the Vermont Constitution, also known as
the Common Benefits Clause, provides that State benefits and protections are

No
changes

1 ~~(10) Vermont residents who are secure in their person, homes, and~~
2 ~~surroundings are more likely to engage with law enforcement and public safety~~
3 ~~and other officials and to participate in civic and economic activity and~~
4 ~~promote public safety by reporting emergencies, crimes, and acting as~~
5 ~~witnesses. In addition, they are more likely to participate in other forms of~~
6 ~~civic engagement if they can be assured they will not be singled out solely on~~
7 ~~the basis of the personal characteristics described in this section.~~

8 (9) Vermont residents are more likely to engage with law enforcement
9 and other officials and to participate in economic activity and civic
10 engagement if they can be assured they will not be singled out solely on the
11 basis of the personal characteristics described in this section.

12 (10) This act is not intended to interfere with criminal immigration
13 enforcement actions or with the sharing of information relating to these
14 actions.

} New text

15 Sec. 2. 20 V.S.A. chapter 207 is added to read:

16 CHAPTER 207. PROTECTION OF PERSONALLY IDENTIFYING
17 INFORMATION

18 § 4651. PROHIBITED DISCLOSURE OF PERSONALLY IDENTIFYING
19 INFORMATION

20 (a) As used in this section:

1 § 4652. GOVERNOR AUTHORIZED TO ENTER INTO AGREEMENTS

2 PURSUANT TO 8 U.S.C. § 1357(g) AND 19 U.S.C. § 1401(i)

3 (a) Notwithstanding any other provision of law, only the Governor, with
4 the advice and consent of the Senate, is authorized to enter into, modify, or
5 extend an agreement pursuant to 8 U.S.C. § 1357(g) or 19 U.S.C. § 1401(i).

6 (b) Notwithstanding subsection (a) of this section, a State, county, or
7 municipal law enforcement agency may enter into an agreement pursuant to
8 8 U.S.C. § 1357(g) or 19 U.S.C. § 1401(i) when:

9 (1) necessary to preserve the public safety or welfare; and

10 (2) a State or national emergency has been declared.

11 Sec. 3. EFFECTIVE DATE

12 This act shall take effect on passage.

Governor's
Counsel's
proposed
changes
incorporated,
and (b)
reorganized.

Changed to
on passage