

1 TO THE HONORABLE SENATE:

2 The Committee on Government Operations to which was referred House
3 Bill No. 22 entitled “An act relating to the professional regulation of law
4 enforcement officers by the Vermont Criminal Justice Training Council”
5 respectfully reports that it has considered the same and recommends that the
6 Senate propose to the House that the bill be amended as follows:

7 First: In Sec. 1, 20 V.S.A. chapter 151 (Vermont Criminal Justice Training
8 Council), by striking out § 2355 (Council powers and duties) and inserting in
9 lieu thereof the following:

10 § 2355. COUNCIL POWERS AND DUTIES

11 (a) The Council shall adopt rules with respect to:

12 * * *

13 (10) a definition of criminal justice personnel and criminal justice
14 training for purposes of this title; and

15 (11) ~~decertification of persons who have been convicted of a felony~~
16 ~~subsequent to their certification as law enforcement officers; [Repealed.]~~

17 (12) ~~decertification of persons who have not complied with in-service~~
18 ~~training requirements, provided that the Council, through permitting its~~
19 Executive Director, ~~may~~ to grant up to a 60-day waiver to a law enforcement
20 officer who has failed to meet his or her annual in-service training

1 requirements but who is able to complete those training requirements within
2 ~~that 60-day period~~ the time period permitted by the Executive Director.

3 (b) The Council shall conduct and administer training schools and offer
4 courses of instruction for law enforcement officers and other criminal justice
5 personnel. The Council may also offer the basic officer's course for pre-
6 service students and educational outreach courses for the public, including
7 firearms safety and use of force.

8 * * *

9 (f) The Council shall charge participants or employers of participants in
10 law enforcement training programs as follows:

11 * * *

12 (2) The tuition fees for training not required under section 2358 of this
13 chapter shall be set to reflect the actual costs for operation of the particular
14 programs offered, with an additional \$30.00 entrance exam fee assessed on all
15 training, except educational outreach courses for the public.

16 * * *

17 Second: In Sec. 1, 20 V.S.A. chapter 151 (Vermont Criminal Justice
18 Training Council), in § 2401 (definitions), in subdivision (2) ("Category B
19 conduct"), by striking out subdivisions (D) and (E) and inserting in lieu thereof
20 the following:

21 (D) biased enforcement;

1 (E) use of electronic criminal records database for personal, political,
2 or economic gain; or

3 (F) willful failure to comply with legal mandates governing the
4 practice of the profession.

5 Third: In Sec. 2 (transitional provisions to implement this act), by adding a
6 subsection (g) to read:

7 (g) Council, OPR; joint report. On or before October 1, 2017, the
8 Executive Director of the Vermont Criminal Justice Training Council
9 (Council) and the Director of the Office of Professional Regulation (Office)
10 shall report to the Senate and House Committees on Government Operations
11 on a proposal for the Office to perform certain duties related to the professional
12 regulation of law enforcement officers. The proposal shall specify the duties
13 the Council and Office agree the Office should perform, and may include
14 further recommendations proposed by either the Council or the Office.

15

16 (Committee vote: _____)

17

18

Senator _____

19

FOR THE COMMITTEE