

1 S.23

2 Senator Flory moves that the bill be amended as follows:

3 First: In Sec. 4, in 33 V.S.A. § 5281, subsection (b), after “the Family  
4 Division shall hold a hearing pursuant to section 5283 of this title.” by  
5 inserting the following:

6 Pursuant to section 5110 of this title, the hearing shall be confidential.

7 Second: In Sec. 4, in 33 V.S.A. § 5282, by striking out subsection (c) in its  
8 entirety and inserting in lieu thereof the following:

9 (c) A report filed pursuant to this section is privileged and shall not be  
10 disclosed to any person other than:

11 (1) the Department;

12 (2) the court;

13 (3) the State’s Attorney;

14 (4) the youth, the youth’s attorney, and the youth’s guardian ad litem;

15 (5) the youth’s parent, guardian, or custodian if the youth is under

16 18 years of age, unless the court finds that disclosure would be contrary to the

17 best interest of the child;

18 (6) the Department of Corrections; or

19 (7) any other person when the court determines that the best interests of  
20 the youth would make such a disclosure desirable or helpful.