

1 S.7

2 Introduced by Senators Benning and Sears

3 Referred to Committee on

4 Date:

5 Subject: Criminal procedure; deferred sentence; sex offender registry

6 Statement of purpose of bill as introduced: This bill proposes to clarify that
7 the name of a sex offender whose sentence is deferred is not placed on the sex
8 offender registry unless the offender violates the terms of the deferred sentence
9 agreement and is sentenced on the conviction.

10 An act relating to deferred sentences and the sex offender registry

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

12 Sec. 1. 13 V.S.A. § 5401 is amended to read:

13 § 5401. DEFINITIONS

14 As used in this subchapter:

15 * * *

16 (15) "Conviction" means a judgment of guilt following a verdict or
17 finding of guilt, a plea of guilty, a plea of nolo contendere, an Alford Plea, or a
18 judgment of guilt pursuant to a deferred sentence. A sex offender whose
19 sentence is deferred shall have no duty to register ~~after successful completion~~
20 ~~of the terms of the deferred sentence agreement for the duration specified in~~

1 ~~the agreement~~ unless the offender violates the terms of the deferred sentence
2 agreement and is sentenced on the conviction.

3 * * *

4 Sec. 2. EFFECTIVE DATE

5 This act shall take effect on passage.