An act relating to criminal history record fee exemptions

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

Sec. 1. 20 V.S.A. § 2063 is amended to read:

§ 2063. CRIMINAL HISTORY RECORD FEES; CRIMINAL HISTORY RECORD CHECK FUND

(a) Except as otherwise provided for in this section, the cost of each check for a criminal history record as defined in section 2056a of this title or a criminal conviction record as defined in section 2056c of this title based on name and date of birth shall be $30.00. Out-of-state criminal history record checks shall include any additional fees charged by the state from which the record is requested.
(b) Requests made by criminal justice agencies for criminal justice purposes or other purposes authorized by State or federal law shall be exempt from all record check fees. The following types of requests shall be exempt from the Vermont criminal record check fee:

(1) Requests made by any individual, organization, or governmental body doing business in Vermont that has one or more individuals performing services for it within this State and is a qualified entity that provides care or services to children, elders, or persons with disabilities as defined in 42 U.S.C. § 5119c.

(2) Requests made by researchers approved by the Vermont Crime Information Center to conduct research related to the administration of criminal justice. A fee, however, may be charged by the Center, which shall reflect the cost of generating the requested information.

(3) Requests made by individuals to review their own record at the Vermont Crime Information Center; however, copies of the individual’s record are not exempt from the record check fee.

(4) Requests made by the Vermont State Housing Authority and other public housing authorities pursuant to 24 V.S.A § 4010(c).

(5) Requests made by environmental enforcement officers employed by the Agency of Natural Resources.
(6) Requests made by any organization or agency administering a program of services to children or the elderly for the purpose of screening applicants seeking to provide volunteer services. Any persons or agencies authorized to receive the record may share such information with other persons or agencies authorized to receive the record under section 2056c of this title for the purposes of providing services to the children and elders those persons or agencies mutually serve.

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Sec. 2. EFFECTIVE DATE

This act shall take effect on July 1, 2019.