

S.347

An act relating to suspension of time frames for civil license suspension hearings for certain DUI offenses

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

Sec. 1. ADMINISTRATIVE ORDER NO. 49; SUSPENSION OF TIME
FRAMES FOR PRELIMINARY AND MERITS HEARINGS ON
CIVIL SUSPENSION

Notwithstanding any provision of law to the contrary, for the duration of time A.O. No. 49 is in effect, the statutory time frames for preliminary and merits hearings on civil suspension pursuant to 23 V.S.A. § 1205(g) and (h) are suspended for first and second violations of 23 V.S.A. § 1201 if a hearing is requested by the defendant. If a person accused of a first or second violation of 23 V.S.A. § 1201 does not request a hearing on the civil suspension, the license suspension shall continue as provided in 23 V.S.A. § 1205. If a person accused of a first or second violation of 23 V.S.A. § 1201 requests a hearing on the civil suspension, the Commissioner of Motor Vehicles shall not suspend the person's driver's license or privilege to operate pursuant to 23 V.S.A. 1205 until the civil suspension hearing on the merits is held.

Sec. 2. EFFECTIVE DATE

This act shall take effect on passage.