

1 TO THE HONORABLE SENATE:

2 The Committee on Judiciary to which was referred House Bill No. 19
3 entitled “An act relating to sexual exploitation of a person in law enforcement
4 officer custody” respectfully reports that it has considered the same and
5 recommends that the Senate propose to the House that the bill be amended by
6 striking out all after the enacting clause and inserting in lieu thereof the
7 following:

8 Sec. 1. 13 V.S.A. § 3251 is amended to read:

9 § 3251. DEFINITIONS

10 As used in this chapter:

11 * * *

12 (9) “Law enforcement officer” means a person certified as a law
13 enforcement officer under the provisions of 20 V.S.A. chapter 151.

14 Sec. 2. 13 V.S.A. § 3259 is added to read:

15 § 3259. SEXUAL EXPLOITATION OF A PERSON IN THE CUSTODY OF

16 A LAW ENFORCEMENT OFFICER

17 (a) No law enforcement officer shall engage in a sexual act with a person
18 whom the officer is detaining, arresting, or otherwise holding in custody or
19 who the officer knows is being detained, arrested, or otherwise held in custody
20 by another law enforcement officer.

1 (b) A person who violates subsection (a) of this section shall be imprisoned
2 for not more than five years or fined not more than \$10,000.00, or both.

3 Sec. 3. EFFECTIVE DATE

4 This act shall take effect on passage.

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13 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE