

# Senate Calendar

TUESDAY, MAY 19, 2020

## **Amendment to S. 234 to be offered by Senator Rodgers**

Senator Rodgers moves to amend the bill by adding a new Sec. 34 to read as follows:

Sec. 34. 14 V.S.A. § 322 is amended to read:

### § 322. UNLAWFUL KILLING AFFECTING INHERITANCE

(a) Notwithstanding sections 311 through 314 of this title or provisions otherwise made, in any case in which an individual is entitled to inherit or receive property under the last will of a decedent, or otherwise, the individual's share in the decedent's estate shall be forfeited and shall pass to the remaining heirs or beneficiaries of the decedent if the individual intentionally and unlawfully kills the decedent. In any proceedings to contest the right of an individual to inherit or receive property under a will or otherwise, the record of that individual's conviction of intentionally and unlawfully killing the decedent shall be admissible in evidence and shall conclusively establish that the individual did intentionally and unlawfully kill the decedent.

(b) When it appears to the court that the decedent has been intentionally and unlawfully killed by an individual entitled to inherit or receive property from the decedent, the court shall not distribute any portion of the estate to the individual until the court determines whether the individual's share in the estate is forfeited under subsection (a) of this section. If criminal charges are filed against the individual for killing the decedent, the court shall not distribute any portion of the estate to the individual until the criminal charges have been resolved.

And by renumbering the remaining sections to be numerically correct.