

1 H.265

2 Senator Hardy moves that the report of the Committee on Health and
3 Welfare be amended as follows:

4 First: In Sec. 1, 33 V.S.A. chapter 32, in section 3202, by striking out the
5 second sentence in its entirety and inserting a new sentence in lieu thereof to
6 read as follows:

7 The Office shall advocate for the welfare of children and youths receiving
8 services from the Department directly, or through funds provided by the
9 Department, and those involved in the child protection and juvenile justice
10 systems.

11 Second: In Sec. 1, 33 V.S.A. chapter 32, in section 3203, in subsection (a),
12 in subdivision (3), by striking out “investigate” and inserting in lieu thereof
13 respond to

14 Third: In Sec. 1, 33 V.S.A. chapter 32, in section 3206, by striking out
15 subsections (a) and (b) in their entireties and inserting in lieu thereof the
16 following:

17 (a) The Department shall notify the Office of:

18 (1) all incidents of actual physical injury to children or youths in the
19 custody of the Commissioner or at significant risk of such harm; and

20 (2) instances of restraint or seclusion of any child or youth in custody of
21 the Commissioner.

1 (b) The Department shall notify the Office within 48 hours of any fatality
2 of a child or youth in its custody.

3 Fourth: In Sec. 1, 33 V.S.A. chapter 32, in section 3209, in subsection (a),
4 by striking out “investigations and systems monitoring duties” and inserting in
5 lieu thereof carrying out individual complaint and systems reviews

6 Fifth: In Sec. 1, 33 V.S.A. chapter 32, in section 3209, in subsection (c), in
7 subdivision (2), before the word “findings” by striking out the word
8 “investigation”