

## House Proposal of Amendment to Senate Proposal of Amendment

### H. 563

An act relating to criminal motor vehicle offenses involving unlawful trespass, theft, or unauthorized operation

The House concurs in the Senate proposal of amendment with further proposal of amendment thereto by adding a new section to be Sec. 1a to read as follows:

Sec. 1a. 23 V.S.A. § 1094 is amended to read:

§ 1094. OPERATION WITHOUT CONSENT OF OWNER;

#### AGGRAVATED OPERATION WITHOUT CONSENT OF OWNER

(a) A person commits the crime of operation without consent of the owner if:

(1) the person takes, obtains, operates, uses, or continues to operate the motor vehicle of another when the person recklessly disregards that the person did not have the consent of the owner to do so; or

(2) the person, without the consent of the owner, knowingly takes, obtains, operates, uses, or continues to operate the motor vehicle of another when the person knows that the person did not have the consent of the owner to do so.

\* \* \*

(c) A person convicted under subdivision (a)(1) of this section shall be imprisoned not more than three months or fined not more than \$500.00, or both. A person convicted under subsection subdivision (a)(2) of this section of operation without consent of the owner shall be imprisoned not more than two years or fined not more than \$1,000.00, or both.

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