1	Introduced by the Committee on Government Operations and Military Affairs
2	Date:
3	Subject: Internal security and public safety; Vermont Criminal Justice Council;
4	law enforcement officer training
5	Statement of purpose of bill as introduced: This bill will require law
6	enforcement agencies and constables who exercise law enforcement authority
7	to adopt the 2010 Domestic Violence Involving Law Enforcement Model
8	Policy and any future updates to the Policy as well as require the Vermont Law
9	Enforcement Advisory Board to update the Domestic Violence Involving Law
10	Enforcement Model Policy. The bill will include the issuance of a final relief
11	from abuse order as Category A conduct and include a violation of the
12	Domestic Violence by Law Enforcement Model Policy as Category B conduct,
13	as well as require the Vermont Criminal Justice Council to collect and annually
14	report aggregate data regarding domestic and sexual violence and complaints
15	of Category A and B conduct resulting in the filing of charges or stipulations
16	or the taking of disciplinary action.

An act relating to miscellaneous changes to law enforcement officer training laws
It is hereby enacted by the General Assembly of the State of Vermont:

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1	* * * Domestic Violence Involving Law Enforcement Model Pol	licy * * *
2	Sec. 1. 20 V.S.A. § 2365 is amended to read:	
3	§ 2365. DOMESTIC VIOLENCE TRAINING; DOMESTIC VIOL	LENCE
4	INVOLVING LAW ENFORCEMENT MODEL POLICY	
5	* * *	
6	(d)(1) On or before July 1, 2024, every State, county, and munic	<u>cipal law</u>
7	enforcement agency shall adopt the 2010 Domestic Violence Involv	ving Law
8	Enforcement Model Policy issued by the Vermont Law Enforcement	nt Advisory
9	Board.	
10	(2) On or before July 1, 2024, every constable who exercises	law
11	enforcement authority pursuant to 24 V.S.A. § 1936a and is certifie	<u>d pursuant</u>
12	to section 2358 of this title shall adopt the 2010 Domestic Violence	Involving
13	Law Enforcement Model Policy issued by the Vermont Law Enforcement	<u>eement</u>
14	Advisory Board.	
15	(3) Agencies and constables referenced in subdivisions (1) ar	<u>nd (2) of</u>
16	this subsection shall adopt any updated Domestic Violence Involvir	ng Law
17	Enforcement Model Policy issued by Vermont Law Enforcement A	<u>dvisory</u>
18	Board within six months following the issuance.	
19		
20		
21		

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1	Sec. 2. DOMESTIC VIOLENCE INVOLVING LAW ENFORCEMENT
2	MODEL POLICY REVISION
3	(a) On or before January 1, 2024, the Vermont Law Enforcement Advisory
4	Board, after receiving input from interested stakeholders, shall issue an
5	updated Domestic Violence Involving Law Enforcement Model Policy.
6	(b) The updated Domestic Violence Involving Law Enforcement Model
7	Policy shall:
8	(1) address domestic violence survivors' needs and leverage best
9	practices in awareness, prevention, and investigation of domestic violence;
10	(2) identify existing support offered to any law enforcement agency
11	employee or officer who is experiencing domestic violence;
12	(3) identify new means of supporting law enforcement agency
13	employees or officers who are experiencing domestic violence;
14	(4) develop processes to protect the privacy of agency employees and
15	officers experiencing domestic violence and to maintain the confidentiality of
16	any information shared by these individuals; and
17	(5) amend or replace language found in 2010 Domestic Violence
18	Involving Law Enforcement Model Policy, § 3.8 (Member Responsibilities),
19	subsection (4) to require a law enforcement agency employee or officer subject
20	to a final relief from abuse order pursuant to 15 V.S.A. § 1103 to immediately
21	surrender all service weapons.

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1	* * * Officer Misconduct and Transparency of Information * * *
2	Sec. 3. 20 V.S.A. § 2401 is amended to read:
3	§ 2401. DEFINITIONS
4	As used in this subchapter:
5	(1) "Category A conduct" means:
6	* * *
7	(D) Issuance of a final relief from abuse order pursuant to 15 V.S.A. §
8	<u>1103.</u>
9	* * *
10	(2) "Category B conduct" means gross professional misconduct amounting
11	to actions on or off duty or under authority of the State, or both, that involve
12	willful failure to comply with a State-required policy or substantial deviation
13	from professional conduct as defined by the law enforcement agency's policy
14	or if not defined by the agency's policy, then as defined by Council policy, and
15	shall include:
16	* * *
17	(G) failing to intervene and report to a supervisor when the officer
18	observes another officer placing a person in a chokehold or using excessive
19	force:
20	(H) a violation of the Domestic Violence by Law Enforcement Model
21	Policy adopted pursuant to section 2365 of this title.

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1	* * *
2	Sec. 4. 20 V.S.A. § 2409 is amended to read:
3	§ 2409. ACCESSIBILITY AND CONFIDENTIALITY
4	* * *
5	(g)(1) The Council shall collect aggregate data on the number of:
6	(A) complaints received that involve domestic or sexual violence;
7	and
8	(B) the number of complaints for Category A and B conduct that
9	resulted in the filing of charges or stipulations or the taking of disciplinary
10	action.
11	(2) The Council shall provide a report of the aggregate data collected
12	pursuant to subdivision (1) of this subsection to the House Committees on
13	Judiciary and on Government Operations and Military Affairs and the Senate
14	Committees on Judiciary and on Government Operations annually on or before
15	January 15.
16	* * * Effective Date * * *
17	Sec. 5. EFFECTIVE DATE
18	This act shall take effect on passage.