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 proposes to repeal the
6	fixed hours of training required for fair and impartial policing training and
7	require the Vermont Criminal Justice Council to report by January 15, 2024,
8	on its efforts to update and implement fair and impartial policing training. It
9	will repeal the Advanced Roadside Impaired Driving Enforcement training
10	requirements and direct the Vermont Criminal Justice Council to adopt rules
11	pertaining to Advanced Roadside Impaired Driving Enforcement training
12	requirements. The bill will require law enforcement agencies to collect data
13	for the date, time, and location of roadside stops. It will require an executive
14	law enforcement officer when hiring a law enforcement officer to contact all of
15	the applicant's former law enforcement agencies. The bill will extend the
16	deadline for the Vermont Criminal Justice Council to adopt rules regarding
17	alternate routes to law enforcement officer certification.

18 An act relating to Vermont Criminal Justice Council recommendations for19 law enforcement officer training

(dr req 23-0959 – draft 2.2) Page 2 of 6 3/16/2023 - TPD - 5:00 PM 1 It is hereby enacted by the General Assembly of the State of Vermont: 2 * * * Fair and Impartial Policing Training; Advanced Roadside Impaired 3 Driving Enforcement Training * * * 4 Sec. 1. PURPOSE 5 The purpose of this act is, in part, to amend the laws of Vermont regarding 6 law enforcement officer training to emphasize achieving increased competency 7 over prescribed minimum hours of training in fair and impartial policing. 8 Sec. 2. 20 V.S.A. § 2358 is amended to read: 9 § 2358. MINIMUM TRAINING STANDARDS; DEFINITIONS * * * 10 11 (e)(1) The criteria for all minimum training standards under this section 12 shall include anti-bias training approved by the Vermont Criminal Justice 13 Council and training on the State, county, or municipal law enforcement 14 agency's fair and impartial policing policy, adopted pursuant to subsection 15 2366(a) of this title. 16 (2) On or before December 31, 2018, law enforcement officers shall 17 receive a minimum of four hours of training as required by this subsection. 18 [Repealed.] 19 (3) In order to remain certified, law enforcement officers shall receive a 20 refresher course on the training required by this subsection during every odd-21 numbered year in a program approved by the Vermont Criminal Justice

1	Council designed to demonstrate achieved law enforcement officer
2	competency in fair and impartial policing.
3	* * *
4	(f) The criteria for all minimum training standards under this section shall
5	include Advanced Roadside Impaired Driving Enforcement training as
6	approved by the Vermont Criminal Justice Council. On or before December
7	31, 2021, law enforcement officers shall receive a minimum of 16 hours of
8	training as required by this subsection. [Repealed.]
9	* * *
10	Sec. 3. FAIR AND IMPARTIAL POLICING TRAINING; REPORT
11	On or before January 15, 2024, the Vermont Criminal Justice Council shall
12	report to the House Committee on Government Operations and Military
13	Affairs and the Senate Committee on Government Operations on its efforts to
14	update and implement fair and impartial policing training and whether the
15	integrity of training standards has been maintained in the transition from using
16	improved competency rather than fixed hours of training as a measure of
17	completed training.
18	Sec. 4. 20 V.S.A. § 2355 is amended to read:
19	§ 2355. COUNCIL POWERS AND DUTIES
20	(a) The Council shall adopt rules with respect to:
21	* * *

1	(13) Advanced Roadside Impaired Driving Enforcement training
2	programs and requirements for Levels I, II, and III law enforcement
3	certification, including minimum hours of training, prerequisites, and time
4	periods for completion.
5	* * *
6	* * * Roadside Stop Data Collection * * *
7	Sec. 5. 20 V.S.A. § 2366 is amended to read:
8	§ 2366. LAW ENFORCEMENT AGENCIES; FAIR AND IMPARTIAL
9	POLICING POLICY; RACE DATA COLLECTION
10	* * *
11	(e)(1) On or before September 1, 2014, every State, county, and municipal
12	law enforcement agency shall collect roadside stop data consisting of the
13	following:
14	(A) the age, gender, and race of the driver;
15	(B) the grounds for the stop;
16	(C) the grounds for the search and the type of search conducted, if
17	any;
18	(D) the evidence located, if any;
19	(E) the date, time, and location of the stop; and

1	(F) the outcome of the stop, including whether physical force was
2	employed or threatened during the stop, and, if so, the type of force employed
3	and whether the force resulted in bodily injury or death, and whether:
4	* * *
5	* * * Duty to Contact Current or Former Agencies When Hiring Law
6	Enforcement Officer * * *
7	Sec. 6. 20 V.S.A. § 2362a is amended to read:
8	§ 2362a. POTENTIAL HIRING AGENCY; DUTY TO CONTACT
9	CURRENT OR FORMER AGENCY AGENCIES
10	(a)(1) Prior to hiring a law enforcement officer, the executive officer of a
11	potential hiring law enforcement agency shall:
12	(A) require that officer to execute a written waiver that explicitly
13	authorizes the officer's:
14	(i) the officer's current law enforcement agency employer to
15	disclose its analysis of the officer's performance at that agency, if the officer is
16	still employed at that agency; or
17	(ii) last any previous law enforcement agency employer employers
18	to disclose their analysis of the officer's performance at that agency and the
19	reason that officer is no longer employed by that agency, if regardless of
20	whether or not the officer is not currently employed at an agency; and

1	(B) contact that agency all known previous law enforcement agencies
2	to obtain that disclosure the disclosures described in subdivisions (A)(i) and
3	(ii) of this subdivision (1) and provide to that the previous law enforcement
4	agency a copy of that the officer's written waiver.
5	(2) An officer who refuses to execute the written waiver shall not be
6	hired by the potential hiring agency.
7	* * *
8	* * * Rule Adoption Deadline Modification * * *
9	Sec. 7. REPEAL
10	2020 Acts and Resolves No. 166, Sec. 8(b) (Rules) is repealed.
11	Sec. <mark>8</mark> . RULE ADOPTION DEADLINE
12	On or before July 1, 2025, the Vermont Criminal Justice Council shall
13	finally adopt the rules regarding alternate routes to the certification required by
14	<u>20 V.S.A. § 2355(a)(1).</u>
15	* * * Effective Date * * *
16	Sec. <mark>9</mark> . EFFECTIVE DATE
17	This act shall take effect on passage.