

1 TO THE HONORABLE SENATE:

2 The Committee on Government Operations to which was referred House  
3 Bill No. 476 entitled “An act relating to miscellaneous changes to law  
4 enforcement officer training laws” respectfully reports that it has considered  
5 the same and recommends that the Senate propose to the House that the bill be  
6 amended by striking out all after the enacting clause and inserting in lieu  
7 thereof the following:

8 \* \* \* Domestic Violence Involving Law Enforcement Model Policy \* \* \*

9 Sec. 1. 20 V.S.A. § 2365 is amended to read:

10 § 2365. DOMESTIC VIOLENCE TRAINING; DOMESTIC VIOLENCE  
11 INVOLVING LAW ENFORCEMENT MODEL POLICY

12 \* \* \*

13 (d)(1) On or before July 1, 2024, every State, county, and municipal law  
14 enforcement agency shall adopt the Domestic Violence Involving Law  
15 Enforcement Model Policy issued by the Vermont Law Enforcement Advisory  
16 Board.

17 (2) On or before July 1, 2024, every constable who exercises law  
18 enforcement authority pursuant to 24 V.S.A. § 1936a and is certified pursuant  
19 to section 2358 of this title shall adopt the Domestic Violence Involving Law  
20 Enforcement Model Policy issued by the Vermont Law Enforcement Advisory  
21 Board.

1           (3) Agencies and constables referenced in subdivisions (1) and (2) of  
2           this subsection shall adopt any updated Domestic Violence Involving Law  
3           Enforcement Model Policy issued by Vermont Law Enforcement Advisory  
4           Board within six months following the issuance.

5           Sec. 2. DOMESTIC VIOLENCE INVOLVING LAW ENFORCEMENT

6                   MODEL POLICY REVISION

7           (a) On or before January 1, 2024, the Vermont Law Enforcement Advisory  
8           Board, after receiving input from interested stakeholders, shall issue an  
9           updated Domestic Violence Involving Law Enforcement Model Policy.

10           (b) The updated Domestic Violence Involving Law Enforcement Model  
11           Policy shall:

12                   (1) address domestic violence survivors' needs and leverage best  
13                   practices in awareness, prevention, and investigation of domestic violence;

14                   (2) identify existing support offered to any law enforcement agency  
15                   employee or officer who is the victim of or the person who committed  
16                   domestic violence;

17                   (3) identify new means of supporting law enforcement agency  
18                   employees or officers who are the victims of or the persons who committed  
19                   domestic violence;





1 pursuant to section 2404 of this title concludes, the Council may impose a  
2 sanction for a first offense of:

3 (1) Category A conduct as defined in subsection 2401(1) of this title; or

4 (2) the following instances of Category B conduct as defined in  
5 subsection 2401(2) of this title:

6 (A) sexual harassment involving physical contact pursuant to  
7 subdivision 2401(2)(A) of this title;

8 (B) excessive use of force under authority of the State pursuant to  
9 subdivision 2401(2)(C) of this title;

10 (C) placing a person in a chokehold pursuant to subdivision  
11 2401(2)(F) of this title;

12 (D) failing to intervene and report to a supervisor when an officer  
13 observes another officer placing a person in a chokehold or using excessive  
14 force pursuant to subdivision 2401(2)(G) of this title;

15 (E) attempting to cause or causing physical harm to a family or  
16 household member, or placing a family or household member in fear of  
17 imminent serious physical harm pursuant to subdivision 2401(2)(H) of this  
18 title; or

19 (F) a violation of the Domestic Violence Involving Law Enforcement  
20 Model Policy adopted pursuant to section 2365 of this title pursuant to  
21 subdivision 2401(2)(I) of this title.





1 Committees on Judiciary and on Government Operations annually on or before  
2 January 15.

3 \* \* \* Vermont Criminal Justice Council Domestic Violence Training Position  
4 Funding \* \* \*

5 Sec. 5a. 20 V.S.A. § 2365 is amended to read:

6 § 2365. DOMESTIC VIOLENCE TRAINING

7 \* \* \*

8 (c) The Vermont Police Academy shall employ a domestic violence trainer  
9 for the sole purpose of training Vermont law enforcement and related  
10 practitioners on issues related to domestic violence. ~~Funding for this position~~  
11 ~~shall be transferred by the Center for Crime Victim Services from the~~  
12 ~~Domestic and Sexual Violence Special Fund created by 13 V.S.A. § 5360.~~

13 Sec. 5b. 13 V.S.A. § 5360 is amended to read:

14 § 5360. DOMESTIC AND SEXUAL VIOLENCE SPECIAL FUND

15 A Domestic and Sexual Violence Special Fund is established, to be  
16 managed in accordance with 32 V.S.A. chapter 7, subchapter 5 and  
17 administered by the Center for Crime Victim Services created in section 5361  
18 of this title. The revenues of the Fund shall consist of that portion of the  
19 additional surcharge on penalties and fines imposed by section 7282 of this  
20 title deposited in the Domestic and Sexual Violence Special Fund and that  
21 portion of the town clerks' fee for issuing and recording civil marriage or civil



1 union licenses in 32 V.S.A. § 1712(1) deposited in the Domestic and Sexual  
2 Violence Special Fund. The Fund may be expended by the Center for Crime  
3 Victim Services for budgeted grants to the Vermont Network against Domestic  
4 and Sexual Violence ~~and for the Criminal Justice Training Council position~~  
5 ~~dedicated to domestic violence training, pursuant to 20 V.S.A. § 2365(e).~~

6 \* \* \* Effective Date \* \* \*

7 Sec. 6. EFFECTIVE DATE

8 This act shall take effect on passage.

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(Committee vote: \_\_\_\_\_)

\_\_\_\_\_

Senator \_\_\_\_\_

FOR THE COMMITTEE