

EPM Inventory of Offenses that Perhaps should be includes as Listed Offenses

Big 12 – 33 V.S.A. § 5204(a)	Listed – 13 V.S.A. § 5301(7)	To include?¹
<ul style="list-style-type: none"> • arson causing death as defined in 13 V.S.A. § 501. • assault and robbery with a dangerous weapon as defined in 13 V.S.A. § 608(b). • assault and robbery causing bodily injury as defined in 13 V.S.A. § 608(c). • aggravated assault as defined in 13 V.S.A. § 1024. • murder as defined in 13 V.S.A. § 2301. • manslaughter as defined in 13 V.S.A. § 2304. • kidnapping as defined in 13 V.S.A. § 2405. • unlawful restraint as defined in 13 V.S.A. § 2406 or 2407. • maiming as defined in 13 V.S.A. § 2701. • sexual assault as defined in 13 V.S.A. § 3252(a)(1) or (a)(2). • aggravated sexual assault as defined in 13 V.S.A. § 3253. • burglary into an occupied dwelling as defined in 13 V.S.A. § 1201(c). 	<ul style="list-style-type: none"> • stalking as defined in section 1062 of this title. • aggravated stalking as defined in subdivision 1063 of this title. • domestic assault as defined in section 1042 of this title. • first degree aggravated domestic assault as defined in section 1043 of this title. • second degree aggravated domestic assault as defined in section 1044 of this title. • sexual assault as defined in section 3252 of this title. or its predecessor as it was defined in section 3201 or 3202 of this title. • aggravated sexual assault as defined in section 3253 of this title. • lewd or lascivious conduct as defined in section 2601 of this title. • lewd or lascivious conduct with a child as defined in section 2602 of this title. • murder as defined in section 2301 of this title. • aggravated murder as defined in section 2311 of this title. • manslaughter as defined in section 2304 of this title. • aggravated assault as defined in section 1024 of this title. • assault and robbery with a dangerous weapon as defined in subsection 608(b) of this title. 	<p style="text-align: center;"><u>Title 13</u></p> <ul style="list-style-type: none"> • Conspiracy to commit a listed offense. 13 V.S.A. 1404. • Accessory to a listed offense. 13 V.S.A. §§ 3-5. • Criminal use of anesthetics. 13 V.S.A. § 12. • Hate-motivated crimes. 13 V.S.A. § 1455. • Animal cruelty (if its another’s animal). 13 V.S.A. § 352. • Aggravated animal cruelty (if its another’s animal). 13 V.S.A. § 352a. • Interference with or cruelty to a guide dog (if its another’s service animal). 13 V.S.A. § 355. • First degree arson (burning someone’s house). 13 V.S.A. § 502. • Second degree arson (burning someone’s business). 13 V.S.A. § 503. • Law enforcement use of prohibited restraint. 13 V.S.A. § 1032. • Assault of protected professional; assault with bodily fluids (but not restricted to that form of assault). 13 V.S.A. § 1028. • Assault of correctional officer; assault with bodily fluids. 13 V.S.A. § 1028a. • Abandonment or exposure of baby (if it is another’s baby). 13 V.S.A. § 1303. • Cruelty to a child (if its another’s child). 13 V.S.A. § 1304.

¹ This list does not necessarily represent the offenses that Vermont’s State’s Attorneys think should be included as listed offenses. Instead, it consists of an inventory of potentially serious offenses that the legislature can refer to when deciding which offenses to include as listed offenses. This inventory was generated through a manual review of Titles 13, 18, and 23,

	<ul style="list-style-type: none"> • arson causing death as defined in section 501 of this title. • assault and robbery causing bodily injury as defined in subsection 608(c) of this title. • maiming as defined in section 2701 of this title. • kidnapping as defined in section 2405 of this title or its predecessor as it was defined in section 2401 of this title. • unlawful restraint in the second degree as defined in section 2406 of this title. • unlawful restraint in the first degree as defined in section 2407 of this title. • recklessly endangering another person as defined in section 1025 of this title. • violation of abuse prevention order as defined in section 1030 of this title, excluding violation of an abuse prevention order issued pursuant to 15 V.S.A. § 1104 (emergency relief) or 33 V.S.A. § 6936 (emergency relief). • operating vehicle under the influence of alcohol or other substance with either death or serious bodily injury resulting as defined in 23 V.S.A. § 1210(f) and (g). • careless or negligent operation resulting in serious bodily injury or death as defined in 23 V.S.A. § 1091(b). • leaving the scene of an accident with serious bodily injury or death as defined in 23 V.S.A. § 1128(b) or (c). • burglary into an occupied dwelling as defined in subsection 1201(c) of this title. • the attempt to commit any of the offenses listed in this section. 	<ul style="list-style-type: none"> • Cruelty by person having custody of another. 13 V.S.A. § 1305. • Mistreatment of person with impaired cognitive function. 13 V.S.A. § 1306. • Unlawful sheltering; aiding a runaway child. 13 V.S.A. § 1311. • Abuse, neglect, and exploitation of vulnerable adults. 13 V.S.A. §§ 1376 (abuse), 1377 (unlawful restraint and confinement), 1378 (neglect), 1379 (sexual abuse), 1380 (financial exploitation), and 1381 (basically slavery). • Willful and malicious injuries caused by explosives (blowing up a house; setting a bomb in the capital). 13 V.S.A. § 1601. • Injuries caused by destructive devices (same). 13 V.S.A. § 1605. • Injuries caused by explosives (same). 13 V.S.A. § 1608. • Definition and penalty (extortion; could include sextortion). 13 V.S.A. § 1701. • False alarms to agencies of public safety (death or bodily injury resulting). 13 V.S.A. § 1751(b). • Employers without workers' compensation insurance; criminal sanction (when injury results to another, e.g., Donald Bevins). 13 V.S.A. § 2025. • Installation of object in lieu of air bag. 13 V.S.A. § 2026. • Sale or trade of motor vehicle with an inoperable air bag. 13 V.S.A. § 2027. • Identity theft. 13 V.S.A. § 2030. • Poisoning food, drink, medicine, or water. 13 V.S.A. § 2306.
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	<ul style="list-style-type: none">• abuse (section 1376 of this title), abuse by restraint (section 1377 of this title), neglect (section 1378 of this title), sexual abuse (section 1379 of this title), financial exploitation (section 1380 of this title), and exploitation of services (section 1381 of this title).• aggravated sexual assault of a child in violation of section 3253a of this title.• human trafficking in violation of section 2652 of this title.• aggravated human trafficking in violation of section 2653 of this title.	<ul style="list-style-type: none">• Grand larceny. 13 V.S.A. § 2501.• Larceny from the person. 13 V.S.A. § 2503.• Embezzlement (at least when committed by a public/school employee). 13 V.S.A. §§ 2531, 2532, 2533, 2534, 2535, 2537, and 1538.• Voyeurism. 13 V.S.A. § 2605.• Disclosure of sexually explicit images without consent. 13 V.S.A. § 2606.• Slave traffic (relates to prostitution). 13 V.S.A. § 2635.• Disseminating indecent material to a minor in the presence of the minor (grooming; not the offense where a minor disseminates it). 13 V.S.A. § 2802.• Disseminating indecent material to a minor outside the presence of the minor (grooming; not the offense where a minor disseminates it). 13 V.S.A. § 2802a.• Sexual Exploitation of Children. 13 V.S.A. Ch. 64.• Female genital mutilation or cutting. 13 V.S.A. § 3151.• Sexual exploitation of an inmate. 13 V.S.A. 3257.• Sexual exploitation of a minor (e.g., school personnel). 13 V.S.A. § 3258.• Sexual exploitation of a person in the custody of a law enforcement officer. 13 V.S.A. § 3259.• Unlawful trespass of a dwelling. 13 V.S.A. § 3705(d).• Unauthorized removal of human remains. 13 V.S.A. § 3761.• Violating an extreme risk protection order. 13 V.S.A. § 4058(b)(1). <p style="text-align: right;"><u>Title 18</u></p>
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		<ul style="list-style-type: none">• Sexual intercourse when infected with venereal disease. 18 V.S.A. § 1106.• Selling or dispensing a regulated drug with death resulting. 18 V.S.A. § 4250. <u>Title 23</u>• Eluding a police officer with serious bodily injury or death resulting. 23 V.S.A. § 1133(b).
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