

1 H.128

2 Introduced by Representatives Boutin of Barre City, Charlton of Chester,
3 Coffin of Cavendish, Dobrovich of Williamstown, Galfetti of
4 Barre Town, Goslant of Northfield, Harrison of Chittenden,
5 Harvey of Castleton, Howard of Rutland City, Howland of
6 Rutland Town, Luneau of St. Albans City, Morgan, L. of
7 Milton, Morgan, M. of Milton, and Nielsen of Brandon

8 Referred to Committee on

9 Date:

10 Subject: Regulated drugs; unlawful drug activity in a dwelling; flash citation

11 Statement of purpose of bill as introduced: This bill proposes to require that in
12 cases when a person is arraigned on a charge of unlawful drug activity in a
13 dwelling where the person is not a legal tenant, the State's Attorney shall
14 request as a condition of release that the person is prohibited from coming
15 within a fixed distance of the dwelling.

16 An act relating to unlawful drug activity in a dwelling by a person who is
17 not a legal tenant

18 It is hereby enacted by the General Assembly of the State of Vermont:

19 Sec. 1. 18 V.S.A. § 4252a is amended to read:

20 § 4252a. UNLAWFUL DRUG ACTIVITY IN A DWELLING; FLASH

1 CITATION

2 (a) Except for good cause shown, a person cited or arrested for dispensing
3 or selling a regulated drug in violation of this chapter shall be arraigned on the
4 next business day after the citation or arrest if the alleged illegal activity
5 occurred at a dwelling where the person is not a legal tenant.

6 (b) Unless the person is held without bail for another offense, the State's
7 Attorney ~~may~~ shall request ~~conditions of release. The court may include~~ as a
8 condition of release that the person is prohibited from coming within a fixed
9 distance of the dwelling.

10 Sec. 2. EFFECTIVE DATE

11 This act shall take effect on July 1, 2025.