

1 S.109

2 The Committee on Judiciary moves that the bill be amended by adding new  
3 Secs. 19, 20, 21, 22, 23, and 24 to read:

4 Sec. 19. 12 V.S.A. § 4937 is amended to read:

5 § 4937. ATTORNEY’S FEES

6 When a mortgage contains an agreement on the part of the mortgagor to pay  
7 the mortgagee, in the event of foreclosure, the attorney’s fees incident thereto,  
8 and claim is made therefor in the complaint, ~~upon hearing,~~ the court in which  
9 the complaint is brought shall allow such fee as in its judgment is just.

10

11 Sec. 20. 2023 Acts and Resolves No. 40, Sec. 4 is amended to read:

12 Sec. 4. REPEALS

13 \* \* \*

14 (c) 28 V.S.A. § 126 (Coordinated Justice Reform Advisory Council) is  
15 repealed on ~~July 1, 2028~~ July 1, 2025.

16 Sec. 21. 12 V.S.A. § 5 is amended to read:

17 § 5. DISSEMINATION OF ELECTRONIC CASE RECORDS

18 (a) The Court shall not permit public access via the Internet to criminal,  
19 family, or probate case records. The Court may permit criminal justice  
20 agencies, as defined in 20 V.S.A. § 2056a, Internet access to criminal case  
21 records for criminal justice purposes, as defined in 20 V.S.A. § 2056a.

1           (b) Notwithstanding subsection (a) of this section, the Court shall provide  
2           licensed Vermont attorneys in good standing with access via the Internet,  
3           through the Judiciary’s Public Portal website or otherwise, to nonconfidential  
4           criminal, family, and probate case records.

5           (c) This section shall not be construed to prohibit the Court from providing  
6           electronic access to:

7                   (1) court schedules of the Superior Court or opinions of the Criminal  
8           Division of the Superior Court;

9                   (2) State agencies in accordance with data dissemination contracts  
10          entered into under Rule 12 of the Vermont Rules for Public Access to Court  
11          Records; or

12                   (3) decisions, recordings of oral arguments, briefs, and printed cases of  
13          the Supreme Court.

14          Sec. 22. REPEAL

15                2019 Acts and Resolves No. 6, Secs. 99 and 100 (amendments to 18 V.S.A.  
16                 §§ 4810(d)–(j) and 4811 that prohibited public inebriates from being  
17                 incarcerated in a Department of Corrections’ facility) are repealed.

18          Sec 23. 2019 Acts and Resolves No. 6, Sec. 105 is amended to read:

19                Sec. 105. EFFECTIVE DATES

20   \* \* \*

21                (c) ~~Secs. 99 and 100 (amending 18 V.S.A. §§ 4910 and 4811) shall take~~

1 ~~effect on July 1, 2025.~~ [Deleted.]

2 \* \* \*

3 Sec. 24. 13 V.S.A. § 4013 is amended to read:

4 § 4013. ZIP GUNS; SWITCHBLADE KNIVES

5 A person who possesses, sells, or offers for sale a weapon commonly  
6 known as a “zip” gun, ~~or a weapon commonly known as a switchblade knife,~~  
7 ~~the blade of which is three inches or more in length,~~ shall be imprisoned not  
8 more than 90 days or fined not more than \$100.00, or both.