

1 H.303

2 Introduced by Representative Rachelson of Burlington

3 Referred to Committee on

4 Date:

5 Subject: Judiciary; court fees; surcharges

6 Statement of purpose of bill as introduced: This bill proposes to increase the
7 portion of court surcharges devoted to the special funds for victims
8 compensation and domestic and sexual violence. Specifically, an additional
9 \$7.25 would be devoted to these funds from the portion devoted to the General
10 Fund without increasing the total surcharge amount. This bill also proposes to
11 revise the training and funding of domestic and sexual violence training by the
12 Vermont Criminal Justice Council.

13 An act relating to court surcharges and law enforcement training concerning
14 domestic and sexual violence

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

16 Sec. 1. 13 V.S.A. § 7282 is amended to read:

17 § 7282. SURCHARGE

18 (a) In addition to any penalty or fine imposed by the court or Judicial
19 Bureau for a criminal offense or any civil penalty imposed for a traffic
20 violation, including any violation of a fish and wildlife statute or regulation,

1 violation of a motor vehicle statute, or violation of any local ordinance relating
2 to the operation of a motor vehicle, except violations relating to seat belts and
3 child restraints and ordinances relating to parking violations, the clerk of the
4 court or Judicial Bureau shall levy an additional surcharge of:

5 * * *

6 (8)(A) For any offense or violation committed after June 30, 2006, but
7 before July 1, 2008, \$26.00, of which \$18.75 shall be deposited in the Victims
8 Compensation Special Fund.

9 (B) For any offense or violation committed after June 30, 2008, but
10 before July 1, 2009, \$36.00, of which \$28.75 shall be deposited in the Victims'
11 Compensation Special Fund.

12 (C) For any offense or violation committed after June 30, 2009, but
13 before July 1, 2013, \$41.00, of which ~~\$23.75~~ \$27.50 shall be deposited in the
14 Victims Compensation Special Fund created by section 5359 of this title, and
15 of which ~~\$10.00~~ \$13.50 shall be deposited in the Domestic and Sexual
16 Violence Special Fund created by section 5360 of this title.

17 (D) For any offense or violation committed after June 30, 2013,
18 \$47.00, of which ~~\$29.75~~ \$33.50 shall be deposited in the Victims
19 Compensation Special Fund created by section 5359 of this title, and of which
20 ~~\$10.00~~ \$13.50 shall be deposited in the Domestic and Sexual Violence Special
21 Fund created by section 5360 of this title.

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(c) ~~SH~~ SIU surcharge. In addition to any penalty or fine imposed by the court or Judicial Bureau for a criminal offense committed after July 1, 2009, the clerk of the court or Judicial Bureau shall levy an additional surcharge of \$100.00 to be deposited in the General Fund, in support of the Specialized Investigative Unit Grants Board created in 24 V.S.A. § 1940(c), and used to pay for the costs of Specialized Investigative Units.

Sec. 2. 20 V.S.A. § 2365 is amended to read:

§ 2365. DOMESTIC AND SEXUAL VIOLENCE TRAINING

(a) In order to remain certified, law enforcement officers shall receive ~~by 2011 at least eight hours of~~ domestic and sexual violence training every two years in a program approved by the Vermont Criminal Justice Council and the Vermont Network Against Domestic and Sexual Violence.

(b) ~~Law enforcement officers shall receive domestic violence retraining every two years in a program approved by the Vermont Criminal Justice Council~~ Training shall focus on law enforcement skills and competency related to domestic and sexual violence.

(c) ~~The Vermont Police Academy shall employ a domestic violence trainer for the sole purpose of training Vermont law enforcement and related practitioners on issues related to domestic violence. Funding for this position shall be transferred by the Center for Crime Victim Services from the~~

1 ~~Domestic and Sexual Violence Special Fund created by 13 V.S.A. § 5360~~

2 Training shall be funded by the Vermont Criminal Justice Council.

3 Sec. 3. EFFECTIVE DATE

4 This act shall take effect on July 1, 2023.