

1 S.55

2 Introduced by Senator Sears

3 Referred to Committee on

4 Date:

5 Subject: Criminal procedure; jurisdiction

6 Statement of purpose of bill as introduced: This bill proposes to expand
7 Vermont's territorial jurisdiction over prohibited regulated drug sales.

8 An act relating to territorial jurisdiction over regulated drug sales

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

10 Sec. 1. 18 V.S.A. § 4256 is added to read:

11 § 4256. TERRITORIAL JURISDICTION FOR ENFORCEMENT OF LAWS

12 PROHIBITING SALE OR DISPENSATION OF REGULATED

13 DRUGS

14 (a) Notwithstanding 13 V.S.A. § 2, a person may be convicted for selling
15 or dispensing a regulated drug if either the conduct that is an element of the
16 offense or the result that is such an element occurs inside this State.

17 (b) Subsection (a) of this section does not apply when:

18 (1) either causing a specified result or a purpose to cause or danger of
19 causing such a result is an element of an offense and the result occurs or is
20 designed or likely to occur only in another jurisdiction where the conduct

1 charged would not constitute an offense, unless a legislative purpose plainly
2 appears to declare the conduct criminal regardless of the place of the result; or
3 (2) causing a particular result is an element of an offense and the result
4 is caused by conduct occurring outside the State that would not constitute an
5 offense if the result had occurred there, unless the actor purposely or
6 knowingly caused the result inside the State.

7 Sec. 2. EFFECTIVE DATE

8 This act shall take effect on July 1, 2017.