

1 H.377

2 Introduced by Representatives Small of Winooski, Cina of Burlington,  
3 Garofano of Essex, Headrick of Burlington, Hyman of South  
4 Burlington, Logan of Burlington, McGill of Bridport,  
5 Mulvaney-Stanak of Burlington, Priestley of Bradford, and  
6 Rachelson of Burlington

7 Referred to Committee on

8 Date:

9 Subject: Crimes; disorderly conduct

10 Statement of purpose of bill as introduced: This bill proposes to repeal the  
11 statutes related to the crime of disorderly conduct.

12 An act relating to repealing disorderly conduct statutes

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

14 Sec. 1. 13 V.S.A. § 1026 is amended to read:

15 § 1026. ~~DISORDERLY CONDUCT~~

16 ~~(a) A person is guilty of disorderly conduct if he or she, with intent to cause~~  
17 ~~public inconvenience or annoyance, or recklessly creates a risk thereof:~~

18 ~~(1) engages in fighting or in violent, tumultuous, or threatening~~  
19 ~~behavior;~~

20 ~~(2) makes unreasonable noise;~~

1           ~~(3) in a public place, uses abusive or obscene language;~~

2           ~~(4) without lawful authority, disturbs any lawful assembly or meeting of~~  
3 ~~persons; or~~

4           ~~(5) obstructs vehicular or pedestrian traffic.~~

5           ~~(b) A person who is convicted of disorderly conduct shall be imprisoned~~  
6 ~~for not more than 60 days or fined not more than \$500.00, or both. A person~~  
7 ~~who is convicted of a second or subsequent offense under this section shall be~~  
8 ~~imprisoned for not more than 120 days or fined not more than \$1,000.00, or~~  
9 ~~both. Repealed.~~

10       Sec. 2. 13 V.S.A. § 1026a is amended to read:

11       § 1026a. ~~AGGRAVATED DISORDERLY CONDUCT~~

12           ~~(a) A person is guilty of aggravated disorderly conduct if he or she engages~~  
13 ~~in a course of conduct directed at a specific person with the intent to cause the~~  
14 ~~person inconvenience or annoyance, or to disturb the person's peace, quiet, or~~  
15 ~~right of privacy and:~~

16           ~~(1) engages in fighting or in violent, tumultuous, or threatening~~  
17 ~~behavior;~~

18           ~~(2) makes unreasonable noise;~~

19           ~~(3) in a public place, uses abusive or obscene language; or~~

20           ~~(4) threatens bodily injury or serious bodily injury, or threatens to~~  
21 ~~commit a felony crime of violence as defined in section 11a of this title.~~

1       ~~(b) A person who is convicted of aggravated disorderly conduct shall be~~  
2       ~~imprisoned not more than 180 days or fined not more than \$2,000.00, or both.~~

3       [Repealed.]

4       Sec. 3. EFFECTIVE DATE

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