

1 H.642

2 Introduced by Representative Wizowaty of Burlington

3 Referred to Committee on

4 Date:

5 Subject: Judiciary; Judicial Bureau; appeals

6 Statement of purpose of bill as introduced: This bill proposes to eliminate a
7 defendant's right to a trial by jury in traffic appeals.

8 An act relating to the elimination of a defendant's right to a trial by jury in
9 traffic appeals

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

11 Sec. 1. 4 V.S.A. §1107 is amended to read:

12 § 1107. APPEALS

13 (a) A decision of the hearing officer may be appealed to the Criminal
14 Division of the Superior Court. The proceeding before the Criminal Division
15 of the Superior Court shall be on the record, or at the option of the defendant,
16 de novo. The defendant shall have the right to trial by jury except in appeals of
17 traffic violations within the jurisdiction of the Judicial Bureau which shall be
18 heard before a judge. An appeal shall stay payment of a penalty and the
19 imposition of points.

20 * * *

1 Sec. 2. EFFECTIVE DATE

2 This act shall take effect on July 1, 2014.