

1 H.687

2 Senator Brock moves that the Senate proposal of amendment be amended as  
3 follows:

4 First: In Sec. 2, 10 V.S.A. § 6021, by striking out subsection (c) and  
5 inserting in lieu thereof a new subsection (c) to read as follows:

6 (c) Removal. Notwithstanding the provisions of 3 V.S.A. § 2004, members  
7 shall be removable for cause, except the Chair, who shall serve at the pleasure  
8 of the Governor.

9 Second: In Sec. 80, new construction or rehabilitation in flood-impacted  
10 communities, in section 3870, by striking out subdivision (7) in its entirety and  
11 inserting in lieu thereof a new subdivision (7) to read as follows:

12 (7)(A) “Qualifying property” means a parcel with a structure that is:

13 (i) located within, or within one half of a mile of, a designated  
14 downtown district, village center, or neighborhood development area  
15 determined pursuant to 24 V.S.A. chapter 76A or a new market tax credit area  
16 determined pursuant to 26 U.S.C. § 45D, or both;

17 (ii) composed of one or more dwellings designed to be occupied  
18 as principal residences, provided:

19 (I) none of the dwellings shall be occupied as short-term rentals  
20 as defined under 18 V.S.A. § 4301(a)(14) before the exemption period ends;

21 and

1                    (II) a structure with more than one dwelling shall only qualify  
2 if it meets the definition of mixed-income housing under 10 V.S.A.

3 § 6001(27);

4                    (iii) undergoing, has undergone, or will undergo qualifying  
5 improvements;

6                    (iv) in compliance with all relevant permitting requirements; and

7                    (v) located in an area that was declared a federal disaster between  
8 July 1, 2023 and October 15, 2023 that was eligible for Individual Assistance  
9 from the Federal Emergency Management Agency or located in Addison or  
10 Franklin county.

11                    (B) “Qualifying property” may have a mixed use as defined under  
12 10 V.S.A. § 6001(28).

13                    (C) “Qualifying property” includes property located outside a tax  
14 increment financing district established under 24 V.S.A. chapter 53, subchapter  
15 5. By vote of the legislative body, a municipality with a tax increment  
16 financing district, or a municipality applying for a tax increment financing  
17 district, may elect to deem properties within a tax increment financing district  
18 as “qualifying property” under this subdivision (C), provided, notwithstanding  
19 24 V.S.A. § 1896, an increase in the appraisal value of a qualifying property  
20 due to qualifying improvements shall be excluded from the total assessed

1 valuation used to determine the district’s tax increment under 24 V.S.A. § 1896  
2 during the exemption period.

3 (i) For a municipality that elects to consider properties within an  
4 existing tax increment financing district under this subdivision (C) as  
5 “qualifying property,” the municipality shall submit a substantial change  
6 request and file an alternate financial plan to the Vermont Economic Progress  
7 Council, which shall detail the effect of this action for approval by the Council.

8 (ii) For a municipality that elects to consider properties within a  
9 tax increment financing district under this subdivision (C) as “qualifying  
10 property” at the time of creation of a new district, prior to implementation of  
11 an exemption under this chapter, the municipality shall present a financial plan  
12 to the Vermont Economic Progress Council, which shall detail the impact of  
13 the action on approval by the Council.