

1 S.55

2 Introduced by Senators Sears and Hartwell

3 Referred to Committee on

4 Date:

5 Subject: Judiciary; probate judges; Bennington County

6 Statement of purpose: This bill proposes to require the governor to fill the  
7 probate judge vacancy in Bennington County so that it does not remain vacant.

8 An act relating to the probate judge vacancy in Bennington County

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

10 Sec. 1. FINDINGS

11 The general assembly intends in this act to exercise the authority with  
12 which it is vested under the following provisions of the Constitution of the  
13 State of Vermont:

14 (1) Chapter II § 36, which vests the legislature with the authority to  
15 establish procedures for filling judicial vacancies.

16 (2) Chapter II §§ 51 and 53, which vest the legislature with the authority to  
17 establish the manner of the filling of vacancies in the office of probate judge.

1       Sec. 2. BENNINGTON COUNTY; FILLING OF PROBATE JUDGE

2                   VACANCY

3               The vacancy in the office of probate judge in Bennington County shall not  
4               be allowed to remain vacant, and the governor shall appoint a person to fill the  
5               vacancy on or before March 15, 2009.