

1 H.587

2 Introduced by Representative Marcotte of Coventry

3 Referred to Committee on

4 Date:

5 Subject: Elections; local elections; incompatible offices

6 Statement of purpose: This bill proposes to prohibit a collector of delinquent
7 taxes from serving as a town clerk or town treasurer.

8 An act relating to prohibiting a collector of delinquent taxes from serving as
9 a town clerk or town treasurer

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

11 Sec. 1. 17 V.S.A. § 2647 is amended to read:

12 § 2647. INCOMPATIBLE OFFICES

13 (a) An auditor shall not be town clerk, town treasurer, ~~selectman~~
14 selectperson, first constable, collector of current or delinquent taxes, trustee of
15 public funds, town manager, road commissioner, water commissioner, sewage
16 system commissioner, sewage disposal commissioner, or town district school
17 director; nor shall a spouse of or any person assisting any of these officers in
18 the discharge of official duties be eligible to hold office as auditor. A
19 ~~selectman~~ selectperson or school director shall not be first constable, collector
20 of taxes, town treasurer, auditor, or town agent. A ~~selectman~~ selectperson shall

1 not be lister. A town manager shall not hold any elective office in the town or
2 town school district. A collector of delinquent taxes shall not be a town clerk
3 or town treasurer. Election officers at local elections shall be disqualified as
4 provided in section 2456 of this title.

5 (b) Notwithstanding subsection (a) of this section, if a school district
6 prepares and reports its budget independently from the budget of the town and
7 the school district is audited by an independent public accountant, a person
8 shall be eligible to hold office as auditor even if that person's spouse holds
9 office as a school director.

10 Sec. 2. TRANSITIONAL PROVISION

11 Any collector of delinquent taxes who serves as either a town clerk or a
12 town treasurer or both on the effective date of this act may continue to serve in
13 those offices until his or her terms of office have expired.

14 Sec. 3. EFFECTIVE DATE

15 This act shall take effect on July 1, 2012.