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H.130

Introduced by Representatives Martin of Springfield and Emmons of
Springfield

Referred to Committee on

Date:

Subject: Public Records Act; exemptions; pension records

Statement of purpose of bill as introduced: This bill proposes to exempt from
public inspection and copying the records of a state official's or state
employee's state pension or retirement benefits.

An act relating to confidentiality of pension records of a retired state
employee

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

Sec. 1. 1 V.S.A. § 317 is amended to read:

§ 317. DEFINITIONS; PUBLIC AGENCY; PUBLIC RECORDS AND
DOCUMENTS

(a) As used in this subchapter:

(1) "Business day" means a day that a public agency is open to provide
services.

(2) "Public agency" or "agency" means any agency, board, department,
commission, committee, branch, instrumentality, or authority of the ~~state~~ State

1 or any agency, board, committee, department, branch, instrumentality,
2 commission, or authority of any political subdivision of the ~~state~~ State.

3 (b) As used in this subchapter, “public record” or “public document” means
4 any written or recorded information, regardless of physical form or
5 characteristics, which is produced or acquired in the course of public agency
6 business. Individual salaries and benefits of and salary schedules relating to
7 elected or appointed officials and employees of public agencies shall not be
8 exempt from public inspection and copying, except as set forth in subdivision
9 (c)(42) of this section.

10 (c) The following public records are exempt from public inspection and
11 copying:

12 * * *

13 (41) documents reviewed by the victim’s compensation board for
14 purposes of approving an application for compensation pursuant to 13 V.S.A.
15 chapter 167, except as provided by 13 V.S.A. §§ 5360 and 7043(c);

16 (42) records of a state employee’s or state official’s state pension or
17 retirement benefits.

18 Sec. 2. EFFECTIVE DATE

19 This act shall take effect on passage.