

1 S.125

2 Introduced by Senators Ashe and Sears

3 Referred to Committee on

4 Date:

5 Subject: Education; Vermont State Colleges; University of Vermont; boards  
6 of trustees; legislators

7 Statement of purpose of bill as introduced: This bill proposes to prohibit  
8 members of the General Assembly, while they are members, from serving on  
9 the Boards of Trustees of the Vermont State Colleges or the University of  
10 Vermont or from serving on the Board of Directors of the Vermont Student  
11 Assistance Corporation.

12 An act relating to prohibiting legislators from serving as members of the  
13 Boards of Trustees of the Vermont State Colleges and the University of  
14 Vermont and of the Board of Directors of the Vermont Student Assistance  
15 Corporation

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

17 Sec. 1. 2 V.S.A. § 10 is amended to read:

18 § 10. ELECTION OF STATE AND JUDICIAL OFFICERS

19 (a) At ten o'clock and thirty minutes, forenoon, on the seventh Thursday  
20 after their biennial meeting and organization, the ~~senate and house of~~  
21 ~~representatives~~ Senate and House of Representatives shall meet in joint

1 assembly and proceed ~~therein~~ to elect the state officers, except judicial officers,  
2 whose election by the ~~constitution~~ Constitution and laws devolves in the first  
3 instance upon them in joint assembly, including, ~~but not limited to,~~ the  
4 sergeant-at-arms, the adjutant and inspector general, and legislative trustees of  
5 the University of Vermont and State Agricultural College. In case election of  
6 all ~~such~~ officers ~~shall not be~~ is not made on that day, they shall meet in joint  
7 assembly at ten o'clock and thirty minutes, forenoon, on each succeeding day,  
8 Saturdays and Sundays excepted, and proceed in such election, until all ~~such~~  
9 officers are elected.

10 \* \* \*

11 (c) At ten o'clock and thirty minutes, forenoon, on the seventh Thursday of  
12 the second year of the biennial session, the ~~senate and house of representatives~~  
13 Senate and House of Representatives shall meet in joint assembly and proceed  
14 ~~therein~~ to elect the legislative trustees of the Vermont ~~state colleges~~  
15 ~~corporation~~ State Colleges Corporation pursuant to 16 V.S.A. § 2172, whose  
16 election by the ~~constitution~~ Constitution and laws devolves in the first instance  
17 upon them in joint assembly. In case election of all ~~such legislative~~ trustees  
18 ~~shall not be~~ is not made on that day, they shall meet in joint assembly at ten  
19 o'clock and thirty minutes, forenoon, on each succeeding day, Saturdays and  
20 Sundays excepted, and proceed in such election, until all ~~such legislative~~  
21 trustees are elected.



1 be a member of the General Assembly at the time of election. During the  
2 legislative session in which the terms of office of any ~~class~~ three of the nine  
3 members expire ~~to~~, the General Assembly shall elect three successor members  
4 for terms of six years. The terms shall commence on March 1 in the year of  
5 election. The nine trustees ~~and their successors~~ shall also constitute the ~~board~~  
6 ~~of trustees~~ Board of Trustees of the Vermont Agricultural College.

7 \* \* \*

8 \* \* \* Vermont Student Assistance Corporation \* \* \*

9 Sec. 4. 16 V.S.A. § 2831 is amended to read:

10 § 2831. MEMBERSHIP; VACANCIES

11 The ~~corporation~~ Corporation shall be governed and all of its powers  
12 exercised by a ~~board of directors~~ Board of Directors consisting of 11 members.  
13 The ~~governor~~ Governor shall appoint five members as follows: one person to  
14 be the financial aid officer of an institution of postsecondary education in the  
15 ~~state~~ State of Vermont; one person to be a guidance counselor from a Vermont  
16 secondary school; and three members representing the general public. In  
17 making the appointments of the members representing the general public, the  
18 ~~governor~~ Governor shall give due consideration to the ~~board's~~ Board's needs  
19 for expertise and experience in the management of a financial institution. The  
20 ~~state treasurer~~ State Treasurer or his or her designee shall be a member. The  
21 ~~speaker of the Vermont house of representatives and the committee on~~

1 ~~committees of the Vermont senate~~ Speaker of the House of Representatives  
2 and the Senate Committee on Committees shall each appoint one member ~~from~~  
3 ~~their respective legislative bodies~~ to serve on the board. The ~~board~~ Board shall  
4 elect three additional members. All members shall be of full age, citizens of  
5 the United States, and residents of Vermont. No member shall be a member of  
6 the General Assembly at the time of election. All appointments shall be for  
7 terms of six years ~~with the exception of legislative members whose terms shall~~  
8 ~~expire at the end of six years or when their service in the Vermont legislature is~~  
9 ~~completed, whichever shall first occur.~~ The date of the expiration of the term  
10 of appointment ~~in each case~~ shall be June 30. Vacancies ~~which~~ that may occur  
11 by reason of death or resignation shall be filled in the same manner as original  
12 appointments.

13 Sec. 5. EFFECTIVE DATE; TRANSITION

14 (a) This act shall take effect on passage.

15 (b) The term of any current legislative member of the Boards of Trustees of  
16 the Vermont State Colleges or the University of Vermont or current legislative  
17 member of the Board of Directors of the Vermont Student Assistance  
18 Corporation shall expire on the day on which the member's term on the Board  
19 expires pursuant to the law existing on the day on which the member was  
20 elected to serve on the Board.