

**S.27: An acting relating to respectful language in the Vermont Statutes Annotated
HGO Amendment Summary**

Bill Section	Section of Statute	As Passed Senate	HGO Amendment	Explanation
2a/2d	1 V.S.A. §§ 145/148	New language added to 1 V.S.A. § 145	New language added to 1 V.S.A. § 148	Language from 2013 was codified at 1 V.S.A. § 145, so DD language was moved to new (unused) section
2b	1 V.S.A. § 146	“... <u>an individual who has significantly subaverage general intellectual functioning...</u> ”	“... <u>an individual who has significantly subaverage general intellectual functioning...</u> ”	Strikes “general” from proposed language
9	3 V.S.A. § 3026(a)	“(8) Elders <u>People who are elderly...</u> ”	[Deleted.]	Advocates prefer “elders”
10	3 V.S.A. § 3085b(f)	“...all community-based services to elders <u>persons who are elderly.</u> ”	[Deleted.]	Advocates prefer “elders”
11	4 V.S.A. § 33(13)	“...persons <u>with developmental disabilities</u> proceedings filed...”	“...persons <u>with intellectual disabilities</u> proceedings filed...”	Replaces “developmental” with “intellectual”
12	4 V.S.A. § 36(a)(2)(B)(v)	“...persons <u>with developmental disabilities</u> proceedings filed...”	“...persons <u>with intellectual disabilities</u> proceedings filed...”	Replaces “developmental” with “intellectual”
15	6 V.S.A. § 2777(d)(2)(E) and § 2777(d)(4)(B)	“... <u>persons who are elderly...</u> ”	“ <u>elders</u> ”	Replaces “persons who are elderly” with “elders”
17	8 V.S.A. § 4080f(a)	“... mental illness condition or <u>psychiatric disability,</u> ...” (x2)	[Deleted.]	Underlying statute repealed
19	8 V.S.A. § 4089b(c)(1) and § 4089b(d)(1)(A)			Updating underlying statute; respectful language change remains the same

19a	8 V.S.A. § 4089b(c)	(showed language that took effect 1.1.2014)	[Deleted.]	Because 1.1.2014 has passed, no longer a need to show statute prior to and after 1.1.2014 effective date. Current language is reflected in Sec. 19.
25	8 V.S.A. § 10501	“... <u>consumers who are young, elderly and , or have low income...</u> ”	“... <u>consumers who are young, elderly and old, or have low income...</u> ”	Replaces “elderly” with “old”
31	9 V.S.A. § 4501(3)(C)	“(C) The term “physical or mental impairment” includes but is not limited to such diseases and conditions <u>such</u> as orthopedic, visual, speech, and <u>deafness or being hard of hearing impairments</u> , cerebral palsy, epilepsy, muscular dystrophy, multiple sclerosis, cancer, heart disease, diabetes, mental retardation <u>intellectual disability</u> , emotional illness <u>disturbance</u> , and drug addiction and alcoholism. A handicapped <u>An individual with a disability</u> does not include any individual who is an alcoholic or drug abuser who, by reason of current alcohol or drug use, constitutes a direct threat to property or safety of others.”	“(C) The term “physical or mental impairment” includes but is not limited to such diseases and conditions <u>such</u> as orthopedic, visual, speech, and <u>deafness or being hard of hearing impairments</u> , cerebral palsy, epilepsy, muscular dystrophy, multiple sclerosis, cancer, heart disease, diabetes, mental retardation <u>developmental disability</u> , emotional illness <u>disturbance</u> , and <u>substance use disorders, including</u> drug addiction and alcoholism. A handicapped <u>An individual with a disability</u> does not include any individual who is an alcoholic or drug abuser <u>with a substance use disorder</u> who, by reason of current alcohol or drug use, constitutes a direct threat to property or safety of others.”	In the first sentence, replaces “ <u>intellectual</u> ” with “ <u>developmental</u> ” and by inserting “ <u>substance use disorders, including</u> ” before “drug addiction and alcoholism” and in the second sentence, by replacing “who is an alcoholic or drug abuser” with “ <u>with a substance use disorder</u> ”

32	9 V.S.A. § 4503(b)(3)	“...persons <u>who are elderly</u> ...”	“ <u>elders</u> ”	Replaces “persons who are elderly” with “elders”
35	10 V.S.A. § 622(7)	“A loan for rehabilitation shall not be made unless the agency determines that the loan is to be used primarily to make the housing more desirable to live in, to increase the market value of the housing, to comply with building, housing maintenance, fire, health, or similar codes and standards applicable to housing, to accomplish energy conservation related improvements, or to insure <u>ensure</u> independent living for persons who are handicapped <u>or elderly or have a disability.</u> ”	“A loan for rehabilitation shall not be made unless the agency determines that the loan is to be used primarily to make the housing more desirable to live in, to increase the market value of the housing, to comply with building, housing maintenance, fire, health, or similar codes and standards applicable to housing, to accomplish energy conservation related improvements, or to insure <u>ensure</u> independent living for <u>elders or persons who are</u> handicapped or elderly <u>have a disability.</u> ”	In the last sentence, adding “ <u>elders or</u> ” after “independent living for” and removing “are” before “ handicapped ” and removing “ <u>elderly or</u> ” after “ handicapped ”
51	13 V.S.A. § 1306	“ <u>a person with an intellectual or psychiatric disability or impaired cognitive function</u> ”	“ <u>a person with an developmental or psychiatric disability or impaired cognitive function</u> ”	Replaces “intellectual” with “developmental”
80	16 V.S.A. § 3851(c)(5)(D)	“...the continuing care of the <u>persons who are elderly</u> ...”	“...the continuing care of the <u>elderly elders</u> ...”	Updating underlying statute; replaces “persons who are elderly” with “elders”
82	17 V.S.A. § 2502(b)	“... <u>who are elderly</u> ...” and “...to carry a ballot to a handicapped or elderly <u>person who is elderly or has a disability</u> in order to...”	“ <u>elders</u> ” and “...to carry a ballot to a handicapped or elderly <u>an elder or to a person who has a disability</u> in order to...”	Replaces “who are elderly” with “elders” and removes “a” before “ handicapped or elderly ” and adds “ <u>an elder or to a</u> ” after “ handicapped or elderly ” and removes “ <u>is elderly or</u> ” after “ <u>person who</u> ”

85	17 V.S.A. § 2667	“elderly”	“elders”	Replaces “elderly” with “elders”
93	18 V.S.A. § 1751(b)(26)	“ <u>persons who are elderly</u> ”	“ <u>elders</u> ”	Replaces “persons who are elderly” with “elders”
104	18 V.S.A. § 7401(14) & (15)	“ <u>psychiatric disability or mental condition</u> ”	“ <u>mental condition or psychiatric disability</u> ”	Switching the order of “a psychiatric disability” and “mental condition”
111	18 V.S.A. § 8706	“and” at the end of subdivision (1)	“and” at the end of subdivision (3)	Corrects location of “and” in a list
113	18 V.S.A. § 8731(d)	“ <u>exploitation of adults who are elderly and disabled adults or have a disability</u> ”	“ <u>exploitation of elderly and disabled adults elders or adults who have a disability</u> ”	Replaces “adults who are elderly” with “elders” and adds “adults who”
114	18 V.S.A. § 8839(3)(A)	(A) a mentally retarded person with an intellectual disability;	(A) a mentally retarded person with an intellectual disability, <u>which means significantly subaverage intellectual functioning existing concurrently with deficits in adaptive behavior that were manifest before 18 years of age</u> ”;	Adds language after comma
121	20 V.S.A. § 2063(b)(1)	“ <u>persons who are elderly</u> ”	“ <u>elders</u> ”	Replaces “persons who are elderly” with “elders”
122	20 V.S.A. § 2730(a)(1)(A)	“(1)(A) a building owned or occupied by a public utility; hospital; school; house of worship; convalescent center or home for the aged, infirm, or disabled <u>persons who are elderly, have an infirmity, or a disability</u> ; nursery; kindergarten; or child care;”	“(1)(A) a building owned or occupied by a public utility; hospital; school; house of worship; convalescent center or home for the aged, infirm, or disabled <u>elders or persons who have an infirmity or a disability</u> ; nursery; kindergarten; or child care;”	Replaces “elderly” with “elders”

125	20 V.S.A. § 3072(b)(3)			Strikes second “§” symbol
130	21 V.S.A. § 495d(7)(B)	“ <u>intellectual</u> ”	“ <u>developmental</u> ”	Replaces “intellectual” with “developmental”
137	21 V.S.A. § 644(a)(6)	“incurable”	“ incurable ”	Strikes “incurable”
139	21 V.S.A. § 1301(6)(C)(vii)(IV)	“ <u>elderly</u> ”	“ <u>an elder</u> ”	Replaces “elderly” with “an elder”
141	23 V.S.A. § 4(15)	“...nor one which is used to transport <u>persons who are elderly and handicapped persons</u> or have a disability for whom special transportation programs are designed and funded by state...”	“...nor one which is used to transport <u>elders or persons who elderly and handicapped persons</u> have a disability for whom special transportation programs are designed and funded by state...”	Replaces “elderly” with “elders”
142	23 V.S.A. § 304a			Updating underlying statute; respectful language change remains the same
152	24 V.S.A. § 2691	“ <u>persons who are elderly</u> ”	“ <u>elders</u> ”	Replaces “persons who are elderly” with “elders”
153	24 V.S.A. § 2694	“ <u>persons who are elderly</u> ”	“ <u>elders</u> ”	Replaces “persons who are elderly” with “elders”
156	24 V.S.A. § 4001(4)	[Summarized at right]	[Summarized at right]	Replaces “persons <u>who are elderly</u> ” with “ <u>elders</u> ” in 3 places; replaces “persons <u>who are elderly</u> ” with “ <u>elders</u> ” in 2 places; replaces “ <u>person who are elderly</u> ” with “ <u>elders</u> ”; and restores “inevitably”

157	24 V.S.A. § 4002(10)(B)	“...accommodations for elderly persons <u>who are elderly and</u> of low income, such the work or undertaking may include buildings...”	“...accommodations for elderly persons <u>elders who are</u> of low income, such the work or undertaking may include buildings...”	Replaces “elderly” with “elders”
157	24 V.S.A. § 4002(11)	“ <u>who are elderly</u> ” and “elderly”	“ <u>elders</u> ” and “elder”	Replaces “elderly” with “elders”
158	24 V.S.A. § 4003(b)(2)	“...available to persons of low income and/or elderly or persons of a low income <u>who are elderly, or both...</u> ”	“...available to persons of low income and/or elderly or <u>persons of a low income elders of low income, or both...</u> ”	Replaces “elderly” with “elders”
159	24 V.S.A. § 4008(6)	“...persons <u>who are elderly and...</u> ”	“... <u>elders who are...</u> ”	Replaces “elderly” with “elders”
159	24 V.S.A. § 4008(8)	(8) To provide an adequate number of dwelling units, especially designed for occupation by elderly persons <u>who are elderly</u> when a survey by the authority indicates a need therefore <u>therefor</u> . Elderly persons <u>Persons who are elderly</u> shall have priority in the rental of such units.	(8) To provide an adequate number of dwelling units, especially designed for occupation by elderly persons <u>elders</u> when a survey by the authority indicates a need therefore <u>therefor</u> . Elderly persons <u>Elders</u> shall have priority in the rental of such units.	Replaces “elderly” with “elders”
160	24 V.S.A. § 4010(a)(1)	“person <u>who are elderly and</u> ”	“ <u>elders who are</u> ”	Replaces “elderly” with “elders”

161	24 V.S.A. § 4302(c)(11)(D)	“(D) Accessory apartments within or attached to single family <u>single-family</u> residences which provide affordable housing in close proximity to cost-effective care and supervision for relatives or disabled or elderly <u>persons who have a disability or are elderly</u> should be allowed.”	“(D) Accessory apartments within or attached to single family <u>single-family</u> residences which provide affordable housing in close proximity to cost-effective care and supervision for relatives, <u>elders</u> , or disabled or elderly <u>persons who have a disability</u> should be allowed.”	Replaces “elderly” with “elders”
163	24 V.S.A. § 5091(i)(1)(A)	“ <u>who are elderly</u> ”	“ <u>of elders</u> ”	Replaces “elderly” with “elders”
165	24 App. V.S.A. chapter 5 § 1201	“ <u>persons who are elderly</u> ”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
172	24 App. V.S.A. chapter 257 § 210		[Deleted.]	Underlying statute repealed
175	26 V.S.A. § 1446	“ <u>people who are elderly</u> ”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
182	26 V.S.A. § 4451(7) and (8)	“ <u>hearing impaired</u> ”	“ <u>hard of hearing</u> ”	Replaces “hearing impaired” with “hard of hearing”
183	26 V.S.A. § 4464(b)(10)	“ or client ”	“or client”	Restores “client”
185	27 V.S.A. § 1331(4)	“ <u>elderly</u> ”	“ <u>an elder</u> ”	Replaces “elderly” with “elders”
186	27 V.S.A. § 1333(a) and (b)	“ <u>elderly</u> ”	“ <u>an elder</u> ”	Replaces “elderly” with “elders”
188	28 V.S.A. § 702(b)	“... mental illness <u>psychiatric disability</u> ...”	“mental illness”	Mental illness has specific definition in SFI context
190	28 V.S.A. § 906(3)	“ <u>intellectual</u> ”	“ <u>developmental</u> ”	Replaces “intellectual” with “developmental”
190	28 V.S.A. § 906(6)(B)	“ <u>substance use of abuse</u> ”	“chemical dependence”	Restoring existing language

190	28 V.S.A. § 907(6)(E)	“ <u>intellectual</u> ”	“ <u>developmental</u> ”	Replaces “intellectual” with “developmental”
191	30 V.S.A. § 209c(a)	“ <u>people who are elderly</u> ”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
193	30 V.S.A. § 7059(a)(1)(F)	“ <u>individuals who are elderly</u> ”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
194	31 V.S.A. chapter 19	“ <u>PEOPLE WHO ARE ELDERLY</u> ”	“ <u>ELDERS</u> ”	Replaces “elderly” with “elders”
202	33 V.S.A. § 1502(1)	“ <u>people who are elderly and</u> ”	“ <u>elders who are</u> ”	Replaces “elderly” with “elders”
204	33 V.S.A. § 1901b(d)		[Deleted.]	Underlying subsection repealed
207	33 V.S.A. § 1951(8)	“ <u>disability</u> ” and “ <u>Notwithstanding 1 V.S.A. § 145, in this subdivision, ‘developmental disability’ replaces what was ‘mental retardation.’</u> ”	“ <u>disabilities</u> ” and [Sentence deleted]	Replaces “disability” with “disabilities” and removes sentence notwithstanding earlier section of bill
208	33 V.S.A. § 1955	“ <u>ICF/ID</u> ” and “ <u>ICF/ID</u> ’s”	“ <u>ICF/DD</u> ” and “ <u>ICF/DD</u> ’s”	Replaces “ICF/ID” with “ICF/DD”
210	33 V.S.A. § 2074(b)		[Deleted.]	Underlying statute repealed
211	33 V.S.A. § 2078	“elderly”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
212	33 V.S.A. § 2501a(c)	“ <u>people who are elderly</u> ”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
213	33 V.S.A. § 4301(3)(D)	“ <u>intellectual</u> ”	“ <u>developmental</u> ”	Replaces “intellectual” with “developmental”
214	33 V.S.A. § 6321(a)(3)	“elderly”	“ <u>an elder</u> ”	Replaces “elderly” with “elders”
214	33 V.S.A. § 6321(d)	“ <u>individuals who are elderly</u> ”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
215	33 V.S.A. § 6902(2)	“elderly”	“ <u>an elder</u> ”	Replaces “elderly” with “elders”

216	33 V.S.A. § 6903(a)(5)	“ <u>intellectual</u> ”	“ <u>developmental</u> ”	Replaces “intellectual” with “developmental”
217	33 V.S.A. § 6912(b)	“elderly”	“ <u>elders</u> ”	Replaces “elderly” with “elders”
223	REPEAL		[Deleted.]	Section no longer needed because statutes cross- referenced have been repealed
224	EFFECTIVE DATES	“DATES” and [Language pertaining to statute that has been repealed]	“DATE” and “This act shall take effect on July 1, 2014.”	Additional language no longer needed because statutes cross- referenced have been repealed