

1 H.469

2 Introduced by Representative Fagan of Rutland City

3 Referred to Committee on

4 Date:

5 Subject: Fees and costs; deputy sheriffs and assistants; transportation and care  
6 of prisoners, juveniles, and persons with a mental condition or  
7 psychiatric disability

8 Statement of purpose of bill as introduced: This bill proposes to amend the fee  
9 payment structure for the transportation of prisoners, juveniles, and persons  
10 with a mental condition or psychiatric disability so that a sheriff would pay his  
11 or her deputy sheriffs or assistants a fee for such transportation in accordance  
12 with the appropriation by the General Assembly to the sheriff's department.

13 An act relating to fees paid to deputy sheriffs and their assistants for  
14 transport

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

16 Sec. 1. 32 V.S.A. § 1591 is amended to read:

17 § 1591. SHERIFFS AND OTHER OFFICERS; CIVIL PROCESS AND  
18 TRANSPORTATION

19 There shall be paid to sheriffs' departments and constables in civil causes  
20 and to ~~sheriffs, deputy sheriffs, and constables~~ sheriffs' departments for the

1 transportation and care of prisoners, juveniles, and ~~patients~~ persons with a  
2 mental condition or psychiatric disability the following fees:

3 (1) Civil process:

4 \* \* \*

5 (2) For the transportation and care of prisoners, juveniles, and ~~patients~~  
6 persons with a mental condition or psychiatric disability:

7 (A)(i) For necessary assistance in arresting or transporting prisoners,  
8 juveniles, or persons with a mental illness ~~the sum of \$18.00 per hour for each~~  
9 ~~deputy sheriff or assistant so required if the sheriff or constable makes oath~~  
10 ~~that the deputy sheriff, assistant, or assistants were required giving the name of~~  
11 ~~the assistant or assistants if there were more than one; provided, however, a~~  
12 ~~full-time law enforcement officer shall not receive compensation under this~~  
13 ~~subsection if otherwise compensated for the hours during which such~~  
14 ~~transportation is performed~~ condition or psychiatric disability, a rate provided  
15 by a sheriff's department to any deputy sheriff or assistant in accordance with  
16 the appropriation made to that department by the General Assembly.

17 (ii) In addition to the rate established in this section, ~~the sheriffs'~~  
18 each sheriff's department shall be reimbursed for the costs of the ~~employers'~~  
19 employer's contribution to Social Security and workers' compensation  
20 insurance attributable to services provided under this section. Reimbursement  
21 shall be calculated on an hourly basis; ~~the~~ The sheriff's department shall also

1 be reimbursed for the costs of employer contributions for unemployment  
2 compensation, when a claim is filed and the percentage owed from the sheriff's  
3 department to the State can be accounted for under this section;

4 \* \* \*

5 (C) For each mile of actual travel, for transporting prisoners,  
6 juveniles, and ~~patients~~ persons with a mental condition or psychiatric  
7 disability:

8 \* \* \*

9 Sec. 2. EFFECTIVE DATE

10 This act shall take effect on July 1, 2015.