

1 S.58

2 Introduced by Senator White

3 Referred to Committee on

4 Date:

5 Subject: Crimes and criminal procedure; Defender General; retirement benefits

6 Statement of purpose of bill as introduced: This bill proposes to require that

7 the Defender General receive the same early retirement benefit as a State's

8 Attorney.

9 An act relating to requiring that the Defender General receive the same  
10 early retirement benefit as a State's Attorney

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

12 Sec. 1. 13 V.S.A. § 5254 is amended to read:

13 § 5254. PERSONNEL DESIGNATION AND EXPENDITURES

14 (a) The ~~defender general~~ Defender General, ~~deputy defender general~~  
15 Deputy Defender General, public defenders and deputy public defenders shall  
16 be exempt from the classified ~~state~~ State service.

17 (b) Clerical and office staff in the ~~office of the defender general~~ Office of  
18 the Defender General and in all local offices shall be hired by the ~~defender~~  
19 ~~general~~ Defender General. Clerical and office staff shall be ~~state~~ State  
20 employees paid by the ~~state~~ State, and shall receive those benefits and

1 compensation available to classified ~~state~~ State employees who are similarly  
2 situated, unless otherwise covered by the provisions of a collective bargaining  
3 agreement setting forth the terms and conditions of employment, negotiated  
4 pursuant to the provisions of 3 V.S.A. chapter 27 ~~of Title 3~~. Clerical and office  
5 staff employed by the ~~office of the defender general~~ Office of the Defender  
6 General shall not be part of the classified service as set forth in 3 V.S.A.  
7 chapter 13 ~~of Title 3~~.

8 (c) The ~~deputy defender general~~ Deputy Defender General shall be entitled  
9 to compensation at an annual rate that does not exceed an amount \$500.00 less  
10 than the salary of the ~~defender general~~ Defender General. The public  
11 defenders and deputy public defenders shall be entitled to compensation at  
12 annual rates not to exceed an amount \$1,000.00 less than the salary of the  
13 ~~defender general~~ Defender General.

14 (d) The ~~defender general~~ Defender General is responsible for assuming  
15 expenses for his or her office and all local offices. The entirety of expenditures  
16 shall not exceed those set in the annual budget of the ~~office of the defender~~  
17 ~~general~~ Office of the Defender General and such expenditures shall be subject  
18 to the provisions of ~~section~~ 32 V.S.A. § 702 ~~of Title 32~~.

19 (e) The Defender General shall receive an early retirement allowance equal  
20 to that of a State's Attorney or sheriff.

1       Sec. 2. EFFECTIVE DATE

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