

TO THE HONORABLE SENATE

The Committee on Government Operations to which was referred Senate Bill No. S. 57, entitled "An act relating to fees paid to deputy sheriffs and their assistants for transport"

respectfully reports that it has considered the same and recommends that the bill be amended as follows:

First: In Sec. 1, in 32 V.S.A. § 1591, in the introductory paragraph, following "civil causes and to" by striking out "sheriffs, deputy sheriffs, and constables" and inserting in lieu thereof sheriffs' departments

Second: In Sec. 1, in 32 V.S.A. § 1591(2)(A)(i), in the first sentence, following "so required if the sheriff" by striking out "or constable"

(Committee vote: 5-0-0)



Senator Benning
FOR THE COMMITTEE

COPY

BILL AS INTRODUCED
2015

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1 S.57

2 Introduced by Senator White

3 Referred to Committee on GOVERNMENT OPERATIONS

4 Date: FEBRUARY 4, 2015

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 change the fee
9 that deputy sheriffs and their assistants are paid to transport prisoners,
10 juveniles, and persons with a mental condition or psychiatric disability from
11 \$18.00 to a rate to be established by the Department of State's Attorneys and
12 Sheriffs in accordance with the appropriation made to the Department. This
13 rate would be paid directly to the sheriff's department.

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

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

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

3 § 1591. SHERIFFS AND OTHER OFFICERS; CIVIL PROCESS AND
4 TRANSPORTATION

5 There shall be paid to sheriffs' departments and constables in civil causes
6 and to sheriffs, deputy sheriffs, and constables for the transportation and care
7 of prisoners, juveniles, and ~~patients~~ persons with a mental condition or
8 psychiatric disability the following fees:

9 (1) Civil process:

10 * * *

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

13 (A)(i) For necessary assistance in arresting or transporting prisoners,
14 juveniles, or persons with a mental ~~illness~~ the sum of \$18.00 per hour
15 condition or psychiatric disability, a rate to be set by the Department of State's
16 Attorneys and Sheriffs in accordance with the appropriation made to the
17 Department, for each deputy sheriff or assistant so required if the sheriff or
18 constable makes oath that the deputy sheriff, assistant, or assistants were
19 required, giving the name of the assistant or assistants if there were more than
20 one; ~~provided, however.~~ However, a full-time law enforcement officer shall
21 not receive compensation under this ~~subsection~~ subdivision (2)(A)(i) if

1 otherwise compensated for the hours during which such transportation is
2 performed. The rate provided under this subdivision (2)(A)(i) shall be paid
3 directly to the sheriff's department.

4 (ii) In addition to the rate established in this section, the ~~sheriffs'~~
5 sheriff's department shall be reimbursed for the costs of the ~~employers'~~
6 employer's contribution to Social Security and workers' compensation
7 insurance attributable to services provided under this section. Reimbursement
8 shall be calculated on an hourly basis; ~~the~~. The sheriff's department shall also
9 be reimbursed for the costs of employer contributions for unemployment
10 compensation; when a claim is filed and the percentage owed from the sheriff's
11 department to the State can be accounted for under this section;

12 * * *

13 Sec. 2. EFFECTIVE DATE

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